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Feb 3rd

March 4th

Which was read a first time.

Mr Wells of White, in accordance with previous notice, introduced a bill (H R 180) entitled An Act dividing all the swamp and overflowed lands in the several Counties in this State in which said lands are situated

Which was read a first time.

Objection being made to the further consideration of the bill.

The question being put.

Shall the bill be rejected?

It was decided in the affirmative

Mr Kerr gave notice that he would on an early day move to reconsider the vote by which the House agreed to reject the above bill.

Mr McConnell moved that the rule be suspended and that he be allowed to present a petition.

Which was not agreed to. (two thirds of the members present not voting therefor)

Mr Durham, in accordance with previous notice, introduced a bill (H R 181) entitled An Act to require all fines to be paid into the County School fund of the County wherein such fines are collected.

Which was read a first time.

Mr Jones moved that the rules be suspended, and that the bill be read a second time.

Which was not agreed to (two thirds of the members present not voting thereon)

Mr Collins, in accordance with previous notice, introduced a bill (HR 82) entitled An Act to regulate freight and passenger rates.

Which was read a first time.

Objection being made to the further consideration of the bill,

The question being put.

Shall the bill be rejected?

It was decided in the negative.

Ayes.

On motion of Mr Collins,

The House at 3 oclock and 06 minutes P.M.

Adjourned.

A. V. Pennington
Speaker.

J. M. Greening
Clerk

Wednesday Morning
Feby 13 1875.

The House met pursuant to adjournment.

The roll was called, and the following named members answered to their names.

Anderson (Howard)
Baird
Baker
Bane
Bockid
Boston
Bragg
Brawborne
Burns
Causey
Cochran
Chaney
Chuck
Coffey
Coleman
Collins
Copeland
Davis
Dodson (Newton)
Durham
Dowell
Filppin
Foster

Moore (Woodruff)
Patton
Powell
Rice
Rhea
Robinson (Decha)
Robinson (Monroe)
Rudder
Rumph
Sadler
Sanders

Fuller
Fulton
Gardner
Gillis
Greig
Grimm
Hendree
Hill (Calhoun)
Hill (Jefferson)
Jones
Judkins
Kerr
Little
Love
Martin
Maxwell
McClelland
McDonnell
McRae
Miller
Morgan
Moore (Barnell)
Moore (Union)

Sharpe
Shinn
Slaughter
Taylor
Trimble
Truman
Ward
Weir
Wells (Dees)
Wells (Hicks)
Wildbanger
Williams
Wood
Mr Speaker.

Mr Copeland asked and was excused for his absence on yesterday on account of sickness.

Messrs Acord and Thornton excused on account of sickness

A quorum of the House present.
Prayer by Representative Browning.
The Journal of the preceding day was read and approved.

A message from the Senate by Mr Thomas H. Newton, their Secretary viz:

Senate Chamber.
Feby 2nd 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Bill No 197. Entitled "An Act to amend the law of descents and distribution of this State."

And herewith respectfully submit the same.

Thomas H. Newton.
Secretary.

Also a further message.

Senate Chamber.
Feby 2nd 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Bill No. 178. entitled "An Act to amend Sections 1930 and 1937, and for other purposes"

And herewith respectfully submit the same.

Thomas H. Newton, Secy

Under the rule.

Mr Rice from the Committee on Enrolled Bills, submitted the following report. which was received and read, viz:

Mr Speaker: The Committee on Enrolled Bills to whom was referred HR 105 an act entitled "An Act to prevent the firing of woods, marshes, prairies &c"

Also HR No 63 entitled "an act to amend section 1409 Gantts Digest"

Also HR 122, an act entitled "An Act to establish the punishment for certain malicious mischief"

Also HR No 103 entitled "An Act requiring Rail Road Companies to pay damages to persons and property and for other purposes."

Also HR No 135. an act entitled "An Act to amend section 2416 Gantts Digest."

Also HR No 19. entitled "An Act to incorporate Benevolent, Educational Cooperative, and other associations for the promotion of good and useful purposes."

Also H. M. No 21 an act entitled "A Memorial to the Congress of the United States for the passage of an act providing that no forfeiture result from failure of persons to reside during the year 1875 on lands the year 1875 On lands entered under the Homestead act"

Also HR No 146. entitled "An Act supplemental to an act entitled an act to amend an act entitled an act to establish Separate Courts in the County of Sebastian."

Also A Bill No 20. A memorial to the Congress of the United States asking that certain lands be restored to citizens residing in Arkansaw on the line of the Indian Territory

And that the survey of the United States be changed or indefinitely be made to the citizens effected.

Have had the same under consideration, and after carefully examining the same, find said Bills Correctly enrolled.

J A Rice
Chairman.

Under the regular order of business,

Mr Bode, in accordance with previous notice, introduced a bill, together with the evidence of the required notice having been given of the intention to introduce the bill (H R 183) entitled An Act to prohibit the sale of wines or spirituous liquors within three miles of the town of Bultman in Van Buren County.

The bill was read a first time.

On motion of Mr Bode,
The rules were suspended (two thirds of the members present voting therefor)

The bill was read a second time.

And,

On motion of Mr Humphry,
Ordered, That the bill be engrossed for a third reading, and made the special order for 11 oclock Am. of Friday February 5th 1875.

Mr Powell, in accordance with previous notice, introduced a bill (HR 184) entitled An Act to tax nonresident trappers of this State, together with the following petition for the passage of the bill which was read, viz:

To the Honorable Senate and House of Representatives of Arkansas:

Your petitioners would respectfully represent to your honorable body that there is, and has been many and numerous depredations being daily committed upon many of the citizens of this portion of the state, by parties claiming to be non residents "Hunters" and "Trappers" up and down the Bacle and St Francis bottoms, by killing and destroying stock and burning out the "range" and Wherever. Many of our best citizens have settled in said swamps for the purpose of carrying on the trade or business of stock raising, and they are therefore greatly in need of the passage of some law, for their protection and security against such depredation, and the burning out of the swamps in the fall or winter season. Wherefore your petitioners pray the passage of such law as your honorable body may deem just and right.

Wm T Clements
Jas T Newberry
J D Rhea
Jas Lamb
John Nutt
Daniel Knight
C L Babbitt
Saml L Clements
J D Amnts,
James Babbitt
C H Higbee
Jno P Ryan
Thos J. Ryan

David Lamb
A J Arnold
W L Davis
Joseph Lytle
Jas P Lamb
Jno R Little
W G King
J R Trumbling Sr
J R Trumbling Jr
Richard Bradshaw
Porter Smith
Jno Chicadles
D Beauchamp

Martin Granbling
D E Breckinridge
John Green
Jno E Strawberry
Jas E Waldrudn
B F Kelton
William Elliott
B C Grayson
E D Pruett
Willis Pruett
Wm O. Purcell
Jacob Miller
Elbert Miller
Chick Childers
Brooks Hoskins
Starling Chenoweth
G M Walton
Joseph Keesler
J D Spencer
Wm Compton
Jno M. Wilcoxon
J S Welch
Daniel Leigh
Jno Jackson
Wm Cupp
Saml B. Fielder.
Robt Going
David Smith
Jesse Kennamer
Norwood Farmer
Saml Cook
George Hopkins
Jno McDaniel
Joe H. Liddle.
Joseph Wilcox
Jef. Leigh.
John Bowling
H Martin.
Wm Stone
Moses Harvey
W Y Freeman
C. Thomas.
B McAlen.
H T Harris
L B Harrell
Richard Raleigh
Theron Blackwood
John Adams
Saml Barton

Wm Green
M J Green
B R Tyler
J C. Jennison
L C. Lamb.
Wilson Payne
Isaac Thompson
T S Lloyd
Robert Pruett
Thos Clark
R R Miller
Wilson Smith
John Clark.
James Meredith
A S. Newsom.
R A Arnold
Lew Dobeny
Wiser Hickerson
W G Hill
Shadrack Popplin
Wm J. Rawling
W Whitlock
Aaron Jackson
Henry Cupp
John Keith
Jas Going
Stanford Smith
J F. Kennamer
Saml Welch
Martin L. Cook.
H H Cook
John Green
Jas D. McDaniel
John Cupp
Wm Whitlock
Jesse Wilcoxon
Saml J. Crowley
W J Williams
W J. Heady
Wm Bridges
Daniel Johnson
Jno M Cannon
Thos Allen
Shadrack Rollins
W C Granbery
Chas McGuire
Wm P. Blackwood
Henry Adams

The bill was read a first time.

Mr Taylor moved that the rules be suspended and that the bill be read a second time,

Which was not agreed to, (two thirds of the members present not voting therefor)

The hour of 10 o'clock A.M. having arrived:

The House passed to the consideration of the special order set for that hour. being the consideration of the Joint Resolution of the House (H.T. Res 26) A Joint resolution providing for the adjournment of the General Assembly sine die on the 10th day of March 1875.

Which was read a third time and placed upon its passage.

The question being put.

Shall the Joint Resolution pass?

It was decided in the affirmative.

Those who voted in the affirmative were,

Baird	Flippin	Martin
Boston	Foster	Maxwell
Bragg	Fuller	McConnell
Brooking	Fulton	Morgan
Byrne	Gardner	Moore (Lauren)
Carey	Greig	Moore (Marion)
Cochran	Hendree	Moore (Montgomery)
Cheney	Hill (Cocke)	Patton
Cusick	Humphry	Powell
Coffey	Jones	Rice
Collins	Jenkins	Rhea
Durham	Little	Rudd
Darnell	Love	Russell

Saddler
Shinn
Slaughter
Taylor
Trimble
Vansdale
Wall

Those voting in the negative
were.

Anderson (Howard)
Baker
Bane
Boehm
Coleman
Copeland
Gillis
Grimm
Hill (Jefferson)
McClelland
Rhea
Sheir
Shelle (Dorcas)
Shelle (White)
Shildberger
Shilliams
Shoaf
Speaker.

On the Affirmative 52
On the Negative 14
Not Voting 30
99.

So the Joint Resolution was passed.
Under the regular order of business.

The House proceeded to consider the
bill of the Senate (S. 76) entitled An
Act to regulate the collection of
County Taxes for the year 1874. to-
gether with the message from the
Senate notifying the House that
the Senate refused to concur in the
Amendments of the House.

Mr Judkins moved that the House
recede from its amendments.

Which was not agreed to.

The House refused to recede from its amendments.

The House proceeded to consider the bill of the Senate (S.4) entitled An Act to regulate the publication of legal advertisements in newspapers. together with the Message from the Senate notifying the House that the Senate had receded from its amendment to Section 3. and struck out the proviso to said section, and inserted in line 9 of the same section the words "Any having a Circulation therein" And also struck out in line 1. of said section the word "authorized"

The Senate amendments were read a first time;

Mr Judkins moved that the rules be suspended and that the amendments be read a second time.

Which was not agreed to (two thirds of the members present not voting therefor)

Mr Collins moved that the House concur in the Senate amendments.

The Speaker ruled the motion not in order.

Mr Browning appealed from the decision of the Chair, and sent to the clerks table the following reasons for taking the appeal.

The Chair rules that all amendments from the Senate to House bills must be read three times on three separate days unless under a

suspension of the rules they be
read twice on the same day.
Q appeal from this decision
because a fair construction of the
Constitution will admit of these
amendments being passed on one
reading. Provided. upon taking the
vote the same be taken by ayes and
nays the same as amendments
when offered by a member of the
House.

On motion of Mr Taylor.
Ordered. That the appeal lie on the
table.

The House proceeded to consider
8. the bill of the Senate (S.B.) entitled
An Act fixing the regular terms for
holding the County Courts of this State
and for fixing the salaries of the
County Judges, and the per diem pay
of associate Justices in the several
Counties in this State. together with
the message from the Senate noti-
fying the House of the refusal of
the Senate to recede from their
amendment. Striking out in section
20 the figures "3.00" and inserting in
in lieu thereof "5.00."

The Senate amendment was read
a third time.

The question being put,
Shall the House concur in
the Senate amendments
It was decided in the affirmative
Those who voted in the affirmative
were,

Anderson (Howard)
Baird
Baker
Bostic
Boston
Bragg
Browning
Burns
Carney
Cochran
Coleman
Coffey
Colletta
Dodson Newton
Durham
Dowell
Flippin
Fowler
Fuller
Fulton
Gardner
Gillis
Greig
Grimm
Hill (Cabarrus)
Jones
Judkins
Little
Lowe
Maxwell
McClelland
McRae
Morgan
Moore (Carnell)
Moore (Union)
Moore (Yadkin)
Patton
Powell
Rice
Rhea
Robinson (Dunn)
Robinson (Monroe)
Ruddle
Rumph
Sadler
Sanders
Sharpe
Shinn
Slaughter
Taylor
Tennent
Worrell
Ward
Wells (Brun)
Wells (Cobb)
Wilderness
Williams
Wolf

Those who voted in the negative were.

Causey
Hill (Jefferson)
Kerr
McConnell

Mr Speaker

On the Affirmative 59
On the Negative 5
Not Voting 29
93

So the Senate amendments were concurred in.

Pending the vote;

Mr Akers (when his name was called) sent to the Clerks table the following explanation of his vote and asked that it be spread upon the Journal viz:

Mr Speaker: I believe that the amendment proposed by the Senate is subversive of parliamentary rules. "it being contrary to the constant method and proceedings in parliament to strike out anything in a bill. which hath been fully agreed. and passed both houses. and it would make the work endless, and might be of dangerous consequence. if that method should be diverted and changed." (Cushings Law and Practice of Legislative Assemblies Sec 2254.)

The salary of the County and Probate Judge of Dade County was fixed by the Senate at $300.00. the House agreed to that part of the bill. That much of it had received the assent of both houses, and it is therefore improper to attempt to change it by amendment.

I have no objection to the Senate amendment other than that it is in my opinion in violation of the rules regulating amendments between the two houses. It would be better to accomplish the proposed change in a different manner. I vote No.

Mr McConnell (when his name was called) asked that his name be attached to the explanation of Mr Akers.

The House proceeded to consider the substitute for the bill of the House (HR) entitled An Act to protect the Culture of Birds, together with the amendments of the Senate thereto, viz:

That the bill be amended by striking out, in Section one (1) the words "name" and inserting in lieu thereof the words "owners" "the", also by striking out in the same section the words "or in the possession of"

The Senate amendments were read a first time.

On motion of Mr Collins,
The rules were suspended (two thirds of the members present voting therefor)

And,

The Senate amendments were read a second time,

And,

On motion of Mr Collins,
Ordered, That the amendments lie on the table, and be made the special order for a third reading for 10 O'clock A.M. on the morrow.

The House proceeded to consider the bill of the House (HR 142) entitled An Act to make more perfect the line between the Counties of Baxter, Izard, and Fulton, together with the amendment of the Senate thereto, viz:

Insert in Section 1. Line 29 after the word "West" the words "thence north to"

The Senate amendment was read a first time.

On motion of Mr Carey
The rules were suspended by unanimous consent.

And,

The Senate amendment was read a second time,

And,

On motion of Mr Carey
The further consideration of the amendments was postponed and made the special order for 11 oclock A.M. of Friday February 6th 1875.

S.M. 2. The House proceeded to consider the Memorial of the Senate. (S. Mem. 2.) A Memorial requesting the Congress of the United States to have a mail route established from Marshall Post-Office, Searcy County Arkansas, to Harrison Post Office Boone County, Arkansas, together with the message from the Senate requesting that the House recede from its amendments to the Memorial.

On motion of Mr Sharpe,
Ordered, That the House recede from its amendments.

Under the regular order of business,

S. 170. On motion of Mr Baird,
The House proceeded to consider the bill of the Senate (S. 170) entitled An Act for the relief of Theodore H. Phillips W.C. Lane, J.K. Dills agent, Jno. D. Hayton Jas L. Steward, W.H. Jago & Co as securities on the bond of the late Jas L. Smith, Sheriff, and ex-officio collector, &

the State and County revenue of Jackson County for the year A.D. 1872.

Which was read a first time.

Mr Baird moved that the rules be suspended and that the bill be read a third time.

Which was not agreed to (two thirds of the members present not voting therefor)

On motion of Mr Gillis,
The House proceeded to consider the bill of the Senate, (S. 106) entitled An Act to amend Sections 2936 and 2939. of Gantts Digest.

S 106

Which was read a first time.

The House proceeded to consider the bill of the Senate (S. 109) entitled An Act to provide for the treatment of insane persons of this State.

S 109

Which was read a first time.

The House proceeded to consider the bill of the Senate (S. 117) entitled An Act to amend Sections 1544 and 1546 and to repeal 1547. 1548. 1550. and 1551 of Gantts Digest.

S 117

Which was read a first time.

The House proceeded to consider the bill of the Senate (S. 135) entitled An Act to validate Mortgages on crops.

S 135

Which was read a first time.

Mr Rolling moved that the rules be suspended and that the bill be read a second time.

which was not agreed to (two thirds of the members present not voting therefor)

The House proceeded to consider the Joint Resolution of the Senate

H.J.R 3 (S. J. Res. 3) a joint resolution providing for the settlement of conflicting claims to Lands in this State, arising under the swamp land grant and under the grant in aid of Rail Roads.

which was read a first time.

Mr Trimble moved that the rules be suspended and that the bill be read a second time.

Which was not agreed to (two thirds of the members present not voting therefor)

The House proceeded to consider the

S 119 bill of the Senate (S. 119) entitled An Act providing for the approval of official bonds of Township and County officers.

Which was read a first time.

Mr Collins moved that the rules be suspended, and that the bill be read a second time.

Which was not agreed to (two thirds of the members present not voting therefor)

The House proceeded to consider

H.J.R 12 the Joint Resolution of the Senate (S. J. R. 12) a Joint resolution expressive of the sense of this Legislature in regard to the recent military interference in the affairs of Louisiana and denying that terrorism or secret political organizations exist in this state.

Which was read a first time.

Mr McConnell moved that the rules be suspended, and that the Joint Resolution be read a second time.

Which was not agreed to (two thirds of the members present not voting therefor*)

The House proceeded to consider
1143 the bill of the Senate (S.1143) entitled An Act to repeal Sections 1512, 1513, 1514, and 1518, Chapter 42 of Gould's Digest, under the head of disturbing the public peace.

Which was read a first time.

The House proceeded to consider
130. the bill of the Senate (S.130) entitled An Act to prevent the burning of Woods Prairies, &c.

Which was read a first time

The House proceeded
155 to consider the bill of the Senate (S.155) entitled An Act to provide for filling the office of Revenue Collector in certain cases.

Which was read a first time.

Mr Pennington (Col Judkins in the Chair) moved that the rules be suspended and that the bill be read a second time.

Which was not agreed to (two thirds of the members present not voting therefor)

J.R 19.

The House proceeded to consider the Joint Resolution of the Senate (S.J.R. 19) A Joint Resolution to consider the repeal or amendment of the Code of Practice.

Which was read a first time.

S. 112

The House proceeded to consider the bill of the Senate (S. 112) entitled An Act to amend section 2816 of Gantt's Digest "examination by Joint Committee".

Which was read a first time.

S 156

The House proceeded to consider the bill of the Senate (S. 156) entitled An Act to provide for filling township offices in the case of the formation of new townships, and the change of boundary lines between townships.

Which was read a first time.

Mr Wildberger at 12 o'clock M moved that the House take a recess until 2 o'clock and 30 minutes P.M.

Which was not agreed to.

Under the regular order of business,

S 136.

The House proceeded to consider the bill of the Senate (S. 136.) entitled An Act to regulate the proceedings of County Courts in case of bastardy, and for other purposes.

Which was read a first time.

S. 74.

The House proceeded to consider the bill of the Senate (S. 74) entitled An Act to maintain a system of free Common Schools for the State of Arkansas.

Pending the reading of the bill.

On motion of Mr Little.

The House at 12 Oclock and 30 minutes P.M. Adjourned, until 9 oclock A.M. Tomorrow.

A. A. Pennington
Speaker

J. B. Goulding
Clerk

Thursday Morning
February 4th 1875.

The House met, pursuant to adjournment.

The roll was called and the following named members answered to their names.

Anderson (Howard)
Baird
Baker
Bode
Bostic
Boston
Bragg
Browning
Burns
Caseley
Cochran
Chaney
Chamberlain
Clark
Coffey
Coleman
Collins

Dodson
Durham
Dowell
Filippin
Foster
Fuller
Fulton
Gardner
Gillis
Greig
Gracey
Hadley
Hill (Jefferson)
Humphreys
Jones
Jenkins
Kerr

Love	Ruddle
Martin	Rumph
Maxwell	Sadler
McClelland	Sanders
McConnell	Sharpe
McRea	Shinn
Miller	Slaughter
Morgan	Taylor
Moore (Carroll)	Trimble
Moore (Union)	Venable
Moore (Northcott)	Wall
Patton	Wells (Drew)
Powell	Wells (White)
Rice	Wiedeberger
Rhea	Williams
Robinson (Lucas)	Wolf
Robinson (Monroe)	Mr. Speaker

Miss Anna, and Mr. Calhoun were excused on account of sickness.

A quorum of the House present.

Prayer by Representative Pilcher.

The Journal of the preceding day was read and approved.

On motion of Mr. Browning,

The leave of absence heretofore granted Mr. Goulding, the Clerk of the House was extended until Monday, February 15th. 1875.

On motion of Mr. Wolf.

Leave of absence was granted Mr. Dunn from Monday February 8th 1875. until Monday February 15th. 1875.

On motion of Mr. Humphreys.

Mr. Bacon Lee, one of the wounded of the "Hallie", was invited to a seat within the bar of the House.

Under a suspension of the rules for that purpose,

On motion of Mr. Baird,

The House passed to the consideration of the bill of the Senate (S. 170) entitled

1170.

"An act for the relief of Theodore H. Phillips, W. O. Soove, G. K. Dills, agent, John W. Clayton, James S. Stewart, W. H. Jago & Co. as sureties on the bond of the late James D. Smith Sheriff and ex officio collector of the State and County revenue of Jackson county for the year A. D. 1877"

which was read a second time.

And,

On motion of Mr. Baird,

Was referred to a select committee to be appointed by the Speaker.

The Speaker subsequently appointed as such Committee, Messrs Baird, Durham, Kerr, Jud Kuis, and Collins.

By unanimous consent,

Mr. McConnell presented the following petition for the relief of Mary Vernon,

Which was read, viz:

To the Senate and House of Representatives of the State of Arkansas:

Your petitioner Mary Vernon, would respectfully represent, that in the year 1853 your petitioner was the owner in fee, in her own right, of lots 9 and 10 in Block 15, in the city of Fort Smith, in the County of Sebastian, in the State of Arkansas, upon which there stood a small frame cottage, which your petitioner occupied as a homestead. That during that year the county seat of said county was, by the

of the people removed to the city of Detroit at which place the county owned no public building for the accommodation of the courts and records. That during said year the date John Rogers deeded to the County certain lots in said city upon which the said County undertook to erect suitable buildings for the accommodation of the courts, records, &c. That Thomas Vernon, her husband, who is a carpenter by trade, contracted with said county for the erection of said buildings. That in pursuance of the stipulations contained in said contract, he began said work in good faith, laid a stone foundation for the same, at a cost of a large sum, to the petitioner unknown, and in anticipation of the further prosecution of said work to a successful termination, laid out large sums of money in placing the necessary materials consisting of brick, lime, sand, stone, doors, sash, glass &c, upon the grounds which was required to complete said building. That said county made the first payment in manner and form as agreed and provided in said contract, but failed to make the second payment. That the said Thomas Vernon, in order to go forward with the work and complete the same, in the time and manner in said contract stipulated, was forced to secure a loan of money, which loan he effected from the late A. D. Meyers, Common School Commissioner of said county, in the sum of Four Hundred dollars, to secure the payment of which, the said Thomas Vernon executed to the said A. D. Meyer, his promissory note, and for the further security of which your petitioner executed to the said A. D. Meyer as such Common School Commissioner, a mortgage on the said premises therein before described, then, as ever since occupied as her homestead.
That the said Thomas Vernon expended said money in the further prosecution of said work. That while said work was progressing and after the said Thomas Vernon had paid out and expended large sums of money therein, and among others the sum last aforesaid, the people of said county, at an election ordered and held, voted a removal of

in the interior of said county and rescinded their contract with the said Thomas Vernon, and ordered the work to cease on said buildings.

That after much delay, trouble and expense, the said Thomas Vernon finally secured a settlement with said County, in which settlement she was forced to keep a large amount of the materials intended for said buildings, for which she had no use, and much of which was entirely unfit for any other purpose than that for which it was originally intended, which said settlement is great loss to the said Thomas Vernon, and from the effects of which she never recovered.

That by hard struggling she kept the interest on said note paid up from its execution in 1853 to the year 1861. That during the years from 1861 to 1865 inclusive, there was no one to receive said interest, and after the close of the war, they, the said Thomas Vernon, and herself, found themselves without anything except lots. That thereafter, to wit, during the year 1874, said mortgage was foreclosed in the Pulaski Chancery Court, and said lots sold to satisfy the same, when the state of Arkansas became the purchaser thereof, at and for the sum of $130.00/100, the amount of said decree.

That said premises are now greatly out of repair and of but little value, not exceeding $400. or $500- but embraces all the estate of herself and her said husband, and affords shelter in her old age.

Wherefore your petitioner humbly pray your honorable bodies, that said debts may be remitted, and her said homestead restored to her, and she will ever pray &c.

We, the undersigned citizens of the city of Fort Smith, and old residents in great measure familiar with the facts set forth in the foregoing petition, cheerfully commend the same to the favorable consideration of the General Assembly of the State of Arkansas, and earnestly urge the relief prayed for may be granted.

John Pearson. Jno. F. Wheeler.

D. H. Sparks
J. R. Kennady
J. Henry Carroll
Geo. Dibrell
Thos. Marcum
H. J. Palmer
W. A. Sample
John Carroll
John Beckel
Asa Clapp
B. F. Atkinson
Edw: J. Brooks
Geo. R. Williams
James H. Reed
J. H. T. Main
Will W. Wheeler
Alex. Hoffman.

A message from his Excellency, the Governor, by Mr. C. H. Wood, his Private Secretary, who, by unanimous consent, read the same as follows:

Executive office,
Little Rock, Ark. February 3rd, 1875.

To the
Speaker and Members of the
House of Representatives.
Gentlemen:—

I have approved and signed House Bill No. 1146, "An act supplemental to an act entitled an act to amend an act entitled an act to establish separate courts in the county of Sebastian".

N 1146

Also, Substitute to House Bill No. 63. "an act entitled an act to amend Section 1109 of Gantt's Digest."

N 63

Also, House Bill No 105. "An act to prevent the firing of woods, marshes or prairies, &c.".

N 105

And House Bill No 132, "An act to establish the punishment for certain malicious mischief.

N 132

Also, House Bill No 103. "an act requiring railroad companies to pay for damages to persons and property, and for other purposes."

cf 103

And House Bill No. 135, "An act to amend Section 2446 of Gantt's Digest".

cf 135

Also, House Bill No. 19, "An act to incorporate Benevolent, Educational, Cooperative, and other associations for the promotion of good and useful purposes."

cf 19

Also, House Memorial No. 21. "A memorial to the Congress of the United States for the passage of an act providing that no forfeiture result from the failure of persons to reside during the year 1875 on lands entered under the Homestead Act."

M 21

Also, House Memorial No. 20. "To the Hon. Senate and House of Representatives of the United States in Congress assembled", and therewith

cf M 20

return the same. Very respectfully.
A. H. Garland
Governor.

Under a suspension of the rules for that purpose,

Mr. Gilpin presented the following Joint Resolution (H. Jr. Res. 27)

(H. 27)

Which was read a first time, viz:

Whereas, The gratitude of the people of the United States is due to the gallant armies thereof who promptly and patriotically responded to the call of the President Polk to defend the rights and honor of the national government in the late war with Mexico; and

Whereas, The vast area of territory and the unbounded resources thereof, acquired by the adjustment of the difficulties with that government, was won by the valor and heroism of the United States Soldiers, many of whom are in indigent circumstances, and bear with old age whilst others have died and left helpless orphans; - therefore;

1st. Be it resolved by the General Assembly of the State of Arkansas, that her Senators in the Congress of the United States be and they are hereby instructed, and her Representatives be requested to use their influence and exertions to procure the enactment of a law, granting liberal pensions to aged and indigent soldiers who served in the Mexican war, and also to all widows of said soldiers.

2nd. Be it further resolved, That said Senators and Representatives be further instructed and requested to use their further exertions to have the pensions of all soldiers in said war renewed who dropped from the rolls on account of the late war between the States.

3rd. Be it further resolved, That after the approval of these resolutions by His Excellency, the Governor of this State, he is hereby instructed to forward a copy of the same to each of the Senators and Representatives in Congress.

Gilpin, of Marion.

On motion of Mr. Filippis,

The rules were further suspended, by unanimous Consent,

And,

The Joint Resolution was read a second time.

And,

On motion of Mr. Filippis,

Was referred to the Committee on Memorials.

Under a suspension of the rules for that purpose,

On motion of Mr. Wells, of Brent,

The House passed to the consideration of the Joint Resolution of the Senate (S. 19) a Joint Resolution to raise a commission to consider the repeal or amendment of the Code of Practice.

S. 19

Which was read a second time.

On motion of Mr. Wells, of Brent,

The rules were further suspended (two-thirds of the members present voting therefor)

and,

The Joint Resolution was read a third time and placed upon its passage.

After debate,

The question being put, Shall the Joint Resolution pass?

It was decided in the Negative

Those who voted in the affirmative were:

Bragg	Gardner
Collins	Little
Filippis	Rice

Ruddle
Wall

Wells (of Brew)
Mr. Speaker

Those voting in the negative were:

Anderson (Howard)
Baird
Baker
Boone
Bostic
Boston
Browning
Burns
Casey
Cochran
Chaney
Cleaveland
Cluck
Coffey
Coleman
Copeland
Dodson (Newton)
Durham
Dowell
Foster
Fuller
Fulton
Gillis
Greig
Gnesdom
Headley
Hill (Jefferson)

Judkins
Kerr
Love
Maxwell
McClelland
McConnell
McRae
Morgan
Moore (Carroll)
Moore (Mason)
Moore (Woodruff)
Patton
Powell
Rhea
Robison (Owen)
Robison (Monroe)
Rumph
Sadler
Sanders
Sharpe
Shinn
Slaughter
Taylor
Trimble
Venable
Wells (Drew)
Wells (White)
Wildberger, Williams, Wolf.

In the affirmative 11
In the negative 55
Not voting 27
93

So the Joint Resolution was not passed.

Pending the vote,

Mr. Coleman, (when his name was called) sent to the clerks table the following explanation of his vote, and asked that it be spread upon the Journal, viz:

Mr. Speaker. I vote no because if every legislature that meets here from year to year changes the laws, when will the people of the State - get acquainted with the laws of this State. Why Sir, they will be darkness and remain so the balance of their days.

Mr. Cleveland, subsequently sent to the Clerks table the following explanation of his vote, and asked that it be spread upon the journals. viz:

Mr. Speaker.

Upon Senate Resolution No. 19 I vote No, believing the passage of said Resolution would entail an enormous expense upon the tax-payers of Ark's, and knowing that three-fourths of the voters of Ark's, are to day unacquainted with the forms and requirements of the Code of Ark's, and a change in the same will clog the administration of the laws of Ark's, to day nothing of the enormous expense that such a measure would bring upon the people of Ark.

Under the regular order of business,

The House resumed the consideration of the bills of the Senate (S. 74) entitled,

S 74. "An act to maintain a system of free common schools for the State of Arkansas."

Which was read a first time.

By unanimous consent,

On motion of Mr. Patton,

H.R. 150 The House passed to the consideration of the bill of the House (H.R. 150) entitled,

"An act to regulate the sale of ardent Spirits near the Arkansas Industrial University",

On motion of Mr. Patton,

The bill was read a third time and placed upon its passage.

The question being put, Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were:

Anderson (Howard)
Baird
Baker
Bond
Boston
Browning
Bums
Casey
Cochran
Chaney
Cleaveland
Clinch
Coffey
Collins
Copeland
Dodson (Newton)
Durham
Dowell
Filppin
Foster
Fuller
Fulton
Gardner
Gillis
Gneom
Headee
Humphreys
Jones
Jud Kins
Kerr
Little
Lowe
Maxwell
McConnell
McRea
Morgan
Moore (Carroll)
Moore (Union)
Moore (Woodruff)
Patton
Powell
Rhea
Robinson (Desha)
Robinson (Monroe)
Ruddle
Rumph
Sadler
Sanders
Sharpe
Shinn
Slaughter
Trimble
Venable
Wall
Ware
Wells (Orew)
Wells (White)
Wildberger
Williams
Wolf

Mr. Hill, of Jefferson, voted in the negative.

In the affirmative	60
In the negative	1
Not voting	32
	93

So the bill was passed.

The hour of 11 o'clock A.M. having arrived,

The House passed to the consideration of the special order set for that hour, being the consideration of the substitute for the bill of the House (Sub. H.R. 1) entitled,

H.R. 1

"An act to protect the culture of fish,"

together with the amendments of the Senate thereto, viz:

Strike out the word "same" in Section 1 and insert in lieu thereof the words "owner" and also, by striking out in the same section the words "in the possession of".

The Senate amendments were read a third time.

Mr. Collins moved that the House concur in the amendments.

The question being put, Shall the amendments be concurred in?

It was decided in the affirmative.

Those who voted in the affirmative were;

Anderson (Howard)	Foster
Baird	Fuller
Baker	Fulton
Bass	Headley
Bootle	Humphrey
Boston	Jones
Bragg	Judkins
Brumley	Kerr
Burns	Little
Casey	Love
Cochran	Morgan
Chaney	Patton,
Cleaveland	Powell
Lewis	Rice
Coffey	Rhea
Coleman	Robinson (Monroe)
Collins	Ruddle
Dodson (Renton)	Rumph
Durham	Sadler
Dowell	Sanders

Sharpe	Wall
Shinn	Wells (Orew)
Slaughter	Williams
Taylor	Woch
Tribble	Mr. Speaker
Venable	

Those voting in the negative were:

Beeton	Gillis
Copeland	Greig
Filippis	Maxwell
Gardner	McConnell
Moore (Carroll)	

In the affirmative	51
In the negative	9
Not voting	33
	93

So the House agreed to concur in the Senate amendments.

Pending the vote,

Mr. Kerr sent to the clerk's table the following explanation of his vote, and asked that it be spread upon the journal, viz:

Mr. Speaker?

As it seems to be impossible to kill this bill, I am in favor of passing it to get rid of it.

By unanimous consent,

On motion of Mr. Wells, of Orew,

Mr. Rice was appointed an additional member of the committee on the Judiciary.

The House passed to the consideration of the further special order set for the hour of 11 o'clock (A.M., being the consideration of the bill of the House (H.B. 142) entitled,

"An act to define and make more perfect the line between the counties of Baxter, Izard and Sutton,"

together with the amendment of the Senate thereto, viz:

Insert in section 1, line 29, after the word "west" the words "three rivers to"

The Senate amendment was read a third time.

Mr. Venable moved that the House concur in the Senate amendment.

The question being put, Shall the Senate Amendment be concurred in?

It was decided in the affirmative.

Those who voted in the affirmative, were:

Anderson (Howard)
Baird
Baker
Bone
Bootie
Boston
Bragg
Brinkley
Burns
Casey
Cochran
Chaney
Cleaveland
Crouch
Coffey
Coleman
Collins
Copeland
Dodson (Newton)
Durham
Dowell
Griffin
Foster
Fuller
Fulton
Gardner
Gillis
Greig
Hardee
Hill (Jefferson)
Humphreys
Jones
Judkins
Kerr
Leath
Lowe
Maxwell
McConnell
Morgan
Moore (Carroll)
Moore (Union)
Moore (Woodruff)
Patton
Powell
Rice
Rhea
Robinson (Monroe)
Riddle
Runyet
Sadler
Sanders
Sharpe
Shinn
Slaughter
Taylor
Trimble
Venable
Wall

Wells (Drew)	Williams
Wells (white)	West

Mr. Speaker

In the affirmative	62
In the negative	None
Not voting	31
	93

So the Senate amendment was concurred in.

Under the regular order of business,

The House proceeded to consider the bill of the Senate (S. 174) entitled,

"An act to prohibit the sale or barter of wines or spirituous liquors within the limits of the territory herein described."

Which was read a first time.

The House proceeded to consider the bill of the Senate (S. 173) entitled,

"An act to protect married women in the enjoyment of their separate property."

Which was read a first time.

The House proceeded to consider the bill of the Senate (S. 118) entitled,

"An act to punish certain offenses mentioned in Section 29, article 7 of the constitution."

Which was read a first time.

The House proceeded to consider the bill of the Senate (S. 107) entitled,

"An act to apportion the School fund of 1873 to the counties, and for other purposes,"

Which was read a first time.

The House proceeded to consider the bill of the
S. 177 Senate (S. 177) entitled,
"An act to amend the laws of descent
and distribution of estates."

which was read a first time.

The House proceeded to consider the bill
S. 178. of the Senate (S. 178) entitled,
"An act to amend sections 1930 and
1937 of Gantt's Digest, and for other
purposes"

which was read a first time.

The House proceeded to consider the bill of the
S. 159 Senate (S. 159) entitled,
"An act to relieve the taxpayers of this
State, and to suspend the enforcement
of the collection of taxes for the years
1873 and 1874."

which was read a first time.

Mr. Flippin moved that the rules be suspended for the purpose of receiving a report from the Committee on Counties and County Lines.

which was not agreed to. (two-thirds of the members present not voting therefor.)

A message from the Senate by Mr. Thomas W. Newton, their Secretary:)

Senate Chamber.
Friday, 3rd, 1875

Mr. Speaker!

I am instructed by the Senate to inform your honorable body of the
S. 30 passage by the Senate of House Bill No. 30 entitled "An act to encourage mining and manufacturing in the State of Arkansas." with the following amendments:
Strike out in Sec. 1. line 1, after the word "Capital" all down to the word "personal"

in line 9, and insert in lieu thereof the words "which is or may hereafter be"

after the word "implements" in Sec. 1, in 4th. line insert the words "cotton seed oil"

After the words "cotton seed oil" in 4th. line, the word "tanneries"

And after the word "constitution in the same section of line 8, add, "Provided, that the capital invested in such manufacturing establishments shall exceed two thousand dollars ($2000-), and,

Provided further, that no person, corporation or company having, prior to the passage of this act, invested capital in any such manufacturing enterprise in this State, shall be entitled to the exemption herein provided for unless the capital stock so invested shall be increased twenty five per centum of its value as determined by the last annual assessment."

And herewith respectfully return the same.

Thomas W. Newton,
Secretary.

Also, a further message:

Senate Chamber
Feby. 4th. 1875.

Mr. Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Bill No. 152, entitled "An act to amend Paragraph 6, Section 4668, of Smith's Digest, Chapter 107)" and herewith submit the same.

Thomas W. Newton,
Secretary.

Also, a further message

Senate Chamber,
February 3rd 1875.

Mr. Speaker!

I am instructed by the Senate to inform your honorable body of the passage by the Senate of

S. 168

Senate Bill No 168. entitled "An Act to amend section 774 of Gantts Digest being the Chapter entitled Commissioners in other states.
and therewith respectfully submit the same

Thomas H Newton.
Secretary.

Under the regular order of business:

S. 152

The House proceeded to consider the bill of the Senate (S. 152) entitled An Act to amend paragraph 6 section 4668 of Gantts Digest Chapter 107.

Which was read a first time.

S 168

The House proceeded to consider the bill of the Senate (S. 168) entitled An Act to amend section 774 of Gantts Digest. being the Chapter entitled Commissioners in other states.

Which was read a first time.

Under the regular order of business;

H. 187

The House proceeded to consider the bill of the House (H R 187) entitled An Act to regulate marriage in this State.

Which was read a second time.

And,

On motion of Mr Gardner.
Ordered. That the bill be engrossed and made the special order for 10 Oclock A.M. of Monday February 8th 1875.

H 166

The House proceeded to consider the bill of the House (H R 166) entitled An Act declaring the game of three card monte a offence, and fixing penalties.

Which was read a second time
And,

On motion of Mr Gillis,
Was referred to the Committee on the Judiciary

Mr Humphry moved that the rules be suspended, and that the House pass to the consideration of the bill of the Senate (S. 106) entitled An Act to amend Sections 2936 and 2939 of Gantts Digest.

Which was not agreed to (two thirds of the members present, not voting therefor)

Under the regular order of business;

The House proceeded to consider the bill of the House (H.R. 159.) entitled An Act for the protection of stock.

Which was read a second time,

On motion of Mr McConnell,
The bill was amended by striking out in the last section the word "front" and inserting in lieu thereof the words "ninety days."

On motion of Mr Rice,
The bill was further amended by striking out in section 1, the words "the stock known as."

Then,

On motion of Mr Greig,
Ordered, That the bill be engrossed and be made the special order for 10 oclock A.M. of Saturday February 6th 1875.

Then,

On motion of Mr Judkins,
The House at 12 oclock and 6 minutes P.M. took a recess until 2 oclock and 30 minutes P.M.

After the Recess;
2 Oclock & 30 Minutes P.M.

The House met pursuant to adjournment;

The roll was called and the following named members answered to their names;

Anderson (Howard)
Baird
Baker
Bade
Bodkin
Borton
Bradford
Bragg
Browning
Burns
Carey
Cochran
Cheaney
Cleveland
Clock
Coffey
Coleman
Collins
Copeland
Dodson (Scotland)
Durham
Donnell
Filspin
Foster
Fuelon
Fuller

Gardner
Gillis
Greig
Grierson
Hendlee
Hill (Calhoun)
Hill (Jefferson)
Hooper
Humphrey
Jones
Judkins
Klein
Little
Love
Mashon
Maxwell
McClelland
McConnell
McRae
Morgan
Mosby (Cannon)
Moore (Union)
Moore (Randolph)
Patton
Powell
Rice
Rhea

Robinson (Desha)
Robinson (Monroe)
Ruddle
Rumph
Russell
Sadler
Saunders
Sharpe
Shinn
Slaughter
Taylor
Tindall
Vandale
Vinsell
Wells (Orew)
Wells (White)
Wilkinson
Williamson
Wolf
Mr Speaker.

Under a suspension of the rules for that purpose;

Mr Hendlee presented the following preamble and resolution which was read viz;

Whereas the editor of the Little Rock Republican makes a liberal proposition through the columns of his paper to the general assembly in reference to printing the bill providing for public printing viz; That said Editor will print by Public distribution (1500) Fifteen Hundred copies of said bill free of charge, on condition that the members of the legislature will distribute the same during their constituents.

Therefore, Be it resolved, that this House do accept the said liberal proposition, and respectfully request said Editor to furnish as proposed above, said (1500) fifteen hundred printed copies of the aforesaid bill and that the members of this House do pledge themselves on the receipt of said (1500) fifteen hundred printed copies, to carefully distribute the same among the voters of their respective Counties.

On motion of Mr Dunham.
Ordered, That the resolution lie on the table.

Under the regular order of business.

H160 The House proceeded to consider the bill of the House (H.R. 160) entitled An Act to redistrict the state for Congressional purposes.

Which was read a second time.

Mr Greig moved that the bill be amended by striking out the word "Crawford" from the third district, and inserting the word "Crawford" in the fourth district

Which was not agreed to.

Then.

On motion of Mr Judkins.
The bill was referred to a select committee of twelve to be composed of three members from each of the proposed Congressional districts.

The Speaker subsequently appointed as such committee from 1st district

Messrs Slaughter, Wells of white, Ruffle,

Second district, Wells of Orange. Durham, Bragg.

Third District. Browning. Kerr. Little,

Fourth District. Rice. Judkins, and Patton.

H161 The House proceeded to consider the bill of the House (H.R. 161.) entitled An Act to prevent unjust discrimination in Charges for freight, and to protect persons travelling on Rail Roads.

Which was read a second time,

Mr. Collins moved that the bill lie on the table and be made the special order for 11 o'clock A.M. of Saturday February 6th 1875.

Which was not agreed to,

The House proceeded to consider the bill of the House (HR 163) entitled An Act to indemnify Clara Josephine Meyers.

Which was read a second time,

And,

On motion of Mr Tilspin,
Was referred to the Committee on Claims,

The House proceeded to consider the bill of the House, (HR 163.) entitled An Act to protect miners and encourage mining in this State, and to protect the discoverers of valuable ores upon private or public property, and lands of the State of Arkansas.

Pending the reading of the bill,

On motion of Mr Judkins,
The further reading of the bill was dispensed with, and made special order for 12 o'clock M. of Sunday July 4th 1875.

Mr Collins gave notice that he would at early day move to reconsider the vote by which the above bill was postponed until the 4th day of July 1875.

The House proceeded to consider the bill of the House (HR 164) entitled An Act in relation to the board meetings and officers of the Arkansas Industrial University,

Which was read a second time,

And,

On motion of Mr Rice,
Was referred to the Committee on Education.

The House proceeded to consider the
H165 bill of the House (H.R 165.) entitled
An Act to change the boundary lines
between Bradley and Dorsey Counties.

Which was read a second time,

And,

On motion of Mr Hilsdon,
Was referred to the Committee on Counties
and County Lines.

The House proceeded to consider the
H167 bill of the House (H.R 167.) entitled
An Act making appropriations to pay
the expenses of the General Assembly in-
curred by convening the extraordinary
session, by proclamation of the
Governor May 11th 1874.

Which was read a second time,

And,

On motion of Mr Humphrey,
Was made the special order in
the Committee of the whole House
for 11 O'clock A.M. on the morrow.

The House proceeded to consider the
S147 bill of the Senate (S.R 147.) entitled
An Act to reestablish the boundary
line between the Counties of Dade
and Johnson,

Which was read a second time

And,

On motion of Mr Patton,
was ordered engrossed and made
Special order for Tuesday February 9th
at 11 Oclock A.M.

H 176.

The House proceeded to consider the
bill of the House (H R 176) entitled
An Act to change and define the lines
between Carroll, Faulkner, and Van Buren
Counties,

Which was read a second time.

And,

On motion of Mr Oendale,
Was referred to the Committee on Counties
and County Lines.

The House proceeded to consider
the bill of the House (H R 172) entitled
An Act to prohibit free passes being
given to officers of the Legislature,
Judicial, or executive, departments of
this State by Rail Road, and transpor-
tation Companies,

Which was read a second time,

And,

On motion of Mr Little,
Was referred to the Committee on the
Judiciary. +

The House proceeded to consider
the bill of the House H R 174, entitled
An Act to amend section 5037 of
and to repeal section 5046, of Gantts
Digest.

Which was read a second time,

And,

On motion of Mr Dinkins,
Was referred to the Committee on
the Judiciary.

By unanimous consent,

Mr Pennington (Chr Baird in the chair) introduced a bill (H 185) entitled An Act to regulate the collection of money and funds due by defaulting County officers and other purposes.

H 185

Which was read a first time,

By unanimous consent,
Under a suspension of the rules,
The bill was read a second time,

And,

On motion of Mr Pennington,
Was referred to a select Committee of three, to be composed of Mr Wells of White, Chr Hayes of Polk, and Mr Robinson of Dekalb.

Ekes.

On motion of Mr Little.

The House at 3 Oclock and 50 minutes P.M. adjourned until 9 Oclock and 30 minutes

Tomorrow.

J. H. Granberry Clerk.

N. T. Pennington Speaker.

Friday Morning
February 5th 1875.

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names:

Anderson (Howard)
Baird
Baker
Boone
Boykin
Bynum
Bradford
Bragg
Brandon
Burnes
Casey
Cochran
Cheney
Clendenin
Cluck
Coffey
Coleman
Collins
Copeland
Dodson (Newton)
Durham
Dowell
Filspin
Fisher
Fuller
Fulton
Gardner
Gillis
Greig
Grissom
Hannah
Headlee
Hill (Oglethorpe)
Hill (Jefferson)
Humphrey
Jones
Jenkins
Kerr
Little
Lowe
Markin
Maxwell
McClelland
McConnell
McRae
Morgan
Moore (Bannock)
Moore (Hancock)
Patton
Powell
Rice
Rhew
Robinson (Dooly)
Robinson (Monroe)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Taylor
Trimble
Venable
Wall
Walls (Wilkes)
Wildberger
Williams
Wyly
Mr Speaker.

Messrs Hooper, Hooper, Moore of Macon, and Wells of Dixon;

Were excused on account of sickness.

A quorum of the House present.

Prayer by the Chaplain.

The Journal of the preceding day was read and approved.

Mr Hannah appeared in his seat and answered to his name.

Under a suspension of the rules for that purpose:

Mr Durham moved that Mr Copeland from the first Congressional District and that Mr Boston from the second Congressional district, be appointed additional members from their respective districts, on the select Committee appointed to consider the bill of the House (H.R. 160) entitled An Act to redistrict the State for Congressional purposes.

H.160.

Mr Cleveland moved as an amendment that one additional member be added to the Committee from each of the proposed congressional districts.

Mr Bragg moved as a substitute that the bill be referred to the Committee of the Whole House.

After discussion,

Mr Judkins moved the previous question which was seconded, and upon the operation thereof Mr Copeland from the first district, Mr Boston from the first district Mr Cleveland from the third district, and Mr Filspin from the

fourth district, were appointed additional members on the above Committee, X

Under the rule,

Mr Judkins from the Committee on Engrossed Bills, submitted the following report, which was received and read as'g:

Mr Speaker; Your Committee on Engrossed Bills have had under consideration H R No. 159, an act entitled "An Act for the protection of Stock."

And find said Bill correctly engrossed

The report of the Committee was received.

Whereupon,

The House passed to the consideration of the special order for 10 o'clock A.M. being the consideration of the bill of the House. (H R 159) entitled an act for the protection of Stock.

Which was read a third time and placed upon its passage.

The question being put, shall the bill pass?

It was decided in the affirmative,

Those who voted in the affirmative were,

Anderson (Howard)		Greig	
Baird		Grisham	
Baker		Hill (Jefferson)	
Bane		Judkins	
Bostick		Kerr	
Boston		Martin	
Bradford		Maxwell	
Bragg		McClelland	
Browning		McConnell	
Burns		Morgan	
Carey		Moore (Lawrence)	
Cochran		Moore (Woodruff)	
Chaney		Patton	
Cleveland	X	Rice	
Cluck		Rhea	
Coffey		Robinson (Desha)	
Coleman		Ruddle	
Collins		Rumph	
Copeland		Russell	
Dodson (Scott)		Sadler	
Durham		Sanders	
Dowell		Sharpe	
Flippin		Taylor	
Foster		Tyndall	
Fuller		Venable	
Fulton		Wells (Ouachita)	
Gardner		Williams	
Gillin		Mr Speaker	

Those voting in the negative

Ward,

Hannah		Maxwell	
Headley		Robinson (Monroe)	
Humphreys		Shinn	
Jones		Slaughter	
Little		Wall	
Mellie (White)		Wildberger	

Wolf

In the affirmative 55

In the negative 13

Not voting 2

9 3

So the bill was passed

A message from the Senate by Mr. Thomas W. Newton, their Secretary:

Senate Chamber.
Feby. 5th 1875

Mr. Speaker.

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Bill No. 41, entitled "An act regulating insurance in this State"

Also,

Senate Memorial No. 5 "A memorial to Congress asking for the establishment of a semi-weekly mail line from Wittsburg in Cross county to Newport in Jackson County" And herewith respectfully submit the same.

Thomas W. Newton,
Secretary.

S.M. No. 5.

By unanimous consent,

Mr. Baird, from the select committee appointed to consider the bill of the Senate (S. 170) entitled

"An act for the relief of Theodore H. Phillips W. E. Love, D. K. Dills, agt, John W. Drayton, Jas. L. Stuart, W. H. Jago Dec'd, as sureties on the bond of the late James L. Smith ex-officio collector of the state and County revenue of Jackson county for the year 1872"

submitted the following report, which was received and read, viz:

Mr. Speaker.

The committee to whom was referred S. B. No 170 an act entitled, "An act for the relief of Theodore H. Phillips, W. E. Love, D. K. Dills, agt, John W. Drayton, Jas. L. Stuart, W. H. Jago Dec'd, as sureties on the bond of the late James L. Smith, ex-officio Collector of the state and county revenue of Jackson County for the year 1872" have considered the same under consideration, and therewith respectfully return it, with the recom-

S. B. 170

mendation that it do pass.

Baird. Chairman

On motion of Mr. Little,

The bill just reported was read a third time, and placed upon its passage.

The question being put,

Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative, were:

Anderson (Howard)
Baird
Baker
Bass
Bastis
Boston
Bradford
Bragg
Browning
Burns
Carey
Cochran
Chaney
Cleaveland
Cluck
Coffey
Coleman
Collins
Dodson (Newton)
Durham
Dowell
Filippis
Foster
Fuller
Fulton
Gardner
Gillis
Greig
Grissom
Hannah
Headen
Humphrey
Jones
Jiddkins
Kerr
Little
Martin
Maxwell
McClelland
McConnell
Morgan
Moore (Cowell)
Moore (Woodnutt)
Patton
Powell
Rice
Rhea
Robinson (Duplin)
Robinson (Monroe)
Ruddle
Rumph
Russell
Sadler
Sharpe
Shuford
Slaughter
Taylor
Tribble
Venable
Wall
Wells (White)
Wilburger
Williams
Wolfe

Mr. Speaker

Those voting in the negative were;
Copeland (Hill(Jefferson) (Saunders.

In the affirmative	65
In the negative	3
Not voting	25
	93

So the bill was passed.

By unanimous consent,

Mr. Taylor, in accordance with previous notice, introduced a bill, (H. R. 180) entitled
C# 180 "An act to provide for the survey and record of all town plats, additions, and sub-divisions;"

which was read a first time.

By unanimous consent,

Mr. Humphrey, from the committee on Auditors and Treasurers books, submitted the following report; which was received and read, viz:

Mr. Speaker!

The Committee on Auditors and Treasurers Books, have information that out of the appropriations made by the General Assembly of 1873, the sum of One hundred and twenty five thousand dollars was drawn from the Treasury on warrants of the then acting Auditor on false and fabricated vouchers, out of which the State received not a dollars benefit. The money was paid out of the treasury on those vouchers, and passed into the hands of parties well known to the people of the state.

Your committee firmly believe that if prompt action is had a great portion of the money so fraudulently drawn from the treasury may be recovered.

Your committee would therefore respectfully ask that they be authorized to send for persons and papers, and

have compulsory process to enforce the attendance of witnesses; and that the Clerk be directed to furnish the committee with such clerical assistance as may be required pending the investigation; and that the Committee be permitted to advise directly with the Attorney General when in their judgement the exigencies of the case require it and that the committee be instructed to report the result of their investigation to the House at an early day.

On motion of Mr. Kerr.

The report of the committee was adopted.

By unanimous consent,

Mr. Kerr, from the Select committee appointed to consider the Petition of M. W. Spencer, and 171 other citizens of Franklin County, asking that a portion of Franklin County be attached to the county of Sebastian, submitted the following

Report,

which was received and read, viz:

Mr. Speaker.

The Select committee to whom was referred the petition of certain citizens of Franklin County praying that a part of Franklin County, to wit: about forty four sections be attached to Sebastian County, report that they have had the same under consideration, and that said petition has one hundred and seventy one names to it; that it is accompanied by a certificate signed by eight gentlemen - the majority of whom are known to your Committee to be respectable and honorable men - stating that said "petition does not contain the names of any but genuine voters citizens and residents of the territory affected; that there are not more than ten voters within the territory who are opposed to the change.

Your committee would further report that the petition is accompanied by a copy of the notice and the affidavit as required by law, of the intended application to the legislature for the passage of a bill to accomplish the prayer

of the petition. Your committee therewith return the petition and accompanying papers, and ask leave to introduce a bill to accomplish the prayer of the petition.

All of which is respectfully submitted,

Kerr, Chairman.

The bill reported by the Committee (H. R. 187) entitled,

H.R. 187.

"An act to attach a certain portion of Franklin County to Sebastian County and to change the line between said Counties."

Was read a first time.

By unanimous consent,

Under a suspension of the rules,

The bill was read a second time.

And,

On motion of Mr. McConnell,

Was referred to the Committee on Counties and County Lines.

The hour of 11 o'clock A. M. having arrived,

The House passed to the consideration of the special order set for that hour, being the consideration of the bill of the House (H. R. 167) entitled,

"An act making appropriations to pay the expenses of the General Assembly incurred by convening the extraordinary session by proclamation of the Governor, May 11th, 1897."

Whereupon,

The House, in accordance with its previous order, resolved itself into the Committee of the Whole House, for the further con-

sideration of the bill.

After some time spent therein,

The Speaker resumed the chair,

And,

Mr. Patton reported that the committee having
H.R.167 according to order had under consideration
the bill of the House (H.R.167) entitled "An
act making appropriation to pay the Expenses
of the General assembly incurred in extra-
ordinary session by proclamation of the
Governor, May 11th. 1874."

Had considered ~~the same~~ and recommended its passage.

Mr. McConnell moved that the bill be
referred to the committee of Ways and Means.

Mr. Browning moved as an amendment
that the committee be instructed to report on
Tuesday, February 9th. 1875.

Which was agreed to.

The motion to refer as amended was then
agreed to.

Under a suspension of the rules for that
purpose,

On motion of Mr. Sharpe,

The House passed to the consideration of
S.Mem. the Memorial of the Senate (S. Mem. 5) memo-
rials to Congress asking the establishment
of a semi-weekly mail route from Wittsburg
in Cross County to Newport in Jackson County

Which was read a first time.

By unanimous consent,

Under a suspension of the rules,

The bill was read a second time,

And,

On motion of Mr. Kerr,

Was made the special order for 11 o'clock A.M. on the morrow.

By unanimous consent,

Mr. Settle, from the committee of Ways and Means, submitted the following

Report,

which was received and read, viz:

Mr. Speaker:

The committee on Ways and Means to whom was referred H.R. Petition of S.B. Speight, asking for an appropriation of $2500.00 beg leave to state they have had the same under consideration, and therewith respectfully return the same with a recommendation that the bill which we herewith transmit, appropriating two thousand and five hundred ($2500.00) Dollars to the applicant, as an act of slight recompense for the losses he has sustained in the service of the State.

All of which is respectfully submitted

Settle. Chairman (on the

The bill reported from the Committee (H.R 189) entitled, "An act for the relief of S.B. Speight,"

Which was read a first time.

By unanimous consent,

Under a suspension of the rules,

The bill was read a second time,

And,

On motion of Mr. Settle,

The further consideration of the bill was made the special order in the Committe of the Whole House, for 10 o'clock A.M. of Tuesday, February 9th. 1875.

Mr. Little, also, from the Committee of Ways and Means, submitted the following report,

Which was received and read, viz:

Mr. Speaker:

The Committee on Ways and Means to whom was referred Executive Dept. for extra services, herewith introduces a bill to cover these accts, entitled "An act to provide for the deficit of appropriations for the issues heretofore made of certain bonds of the State known as the ten year bonds", have had the same under consideration, and herewith respectfully return it, with the recommendation that it do pass.

Little. Chairman pro tem

The bill reported by the Committee (H.R. 188) entitled

H 188

"An act for the payment of a deficit of appropriation for the issues heretofore made of certain bonds of the State, known as the ten year bonds"

Was read a first time.

By unanimous consent,

Under a suspension of the rules,

The bill was read a second time,

And,

On motion of Mr. Little,

The further consideration of the bill was made the special order, in the Committee of the Whole House, for 10 o'clock and 30 minutes A.M. of Tuesday, February 9th. 1875

Mr. Little, also, from the committee of Ways and Means, submitted the following report, which was received and read, viz:

Mr. Speaker:-

The committee on Ways and Means, to whom was referred H. R. No. 142, An act entitled "An act to amend Section 2879 of Gantts Digest, providing for the pay of Assessors"- have had the same under consideration, and herewith respectfully return it, with the recommendation that it do be indefinitely postponed because the subject thereof has been otherwise disposed of.

H. P. Slaughter.
Chm. by S.

On motion of Mr. Browning,

The report of the Committee was adopted, and the further consideration of the bills just reported was accordingly indefinitely postponed.

Mr. Little, also, from the Committee of Ways and Means, submitted the following report, which was received and read, viz:

Mr. Speaker:

The Committee on Ways and Means, to whom was referred H. R. No. 130 An act entitled "An act to establish a State Hospital for the Insane" beg leave to state they have had the same under consideration and herewith respectfully return the same with a recommendation that the bill do not pass for the reason that the State is not at this time able to establish such an asylum.

All of which is respectfully submitted.

Little, Chairman.

On motion of Mr. Dodson, of Newton,

The further consideration of the bills just reported, was indefinitely postponed.

Under a suspension of the rules for that purpose,

H 30 The House passed to the consideration of the bill of the House (H.R.30) entitled, "An act to encourage Mining and Manufacturing in the State of Arkansas",

together with the amendments of the Senate thereto, viz:

Strike out in Section 1, line 1, after the word "capitals" all down to the word "personal", in line 2, and insert the words "which is or may hereafter be"!

Also,

after the word "implements" in the same section, line 4, add the word "tanneries", and after the word "constitution", line 8, add:- "Provided, That the capitals invested in such manufacturing establishments, shall exceed two thousand dollars ($2000.00) and, Provided further, That no person, corporation or company, having, prior to the passage of this act invested capitals in any such manufacturing enterprises in this State, shall be entitled to the exemption herein provided for, unless the capital stock invested shall increased twenty-five (per centum %) of the value as determined by the annual assessment.".

Also,

After the word "implements" in Section 1, line 1, insert the words "cotton seed oil"

The Senate amendments were read a first time.

On motion of Mr. Humphrey

The rules were further suspended, (two thirds of the members present voting therefor.) and,

The Senate amendments were read a second time.

Mr. Humphrey moved that the further consideration of the bill and amendments be made the special order for a third

reading for 2 o'clock and 30 minutes P.M. of Monday February 8th. 1875.

Mr. Russell moved as a substitute, the further consideration of the bill and amendments be postponed, and made the special order for 2 o'clock P.M. of the first Monday in July 1875.

Mr. Kerr asked for the yeas and nays.

The question being put,

It was decided in the negative.

Those who voted in the affirmative were:

Baker
Beebe
Beeton
Bragg
Browning
Burns
Cleaveland
Conick
Cobbey

Foster
McClelland
Moore (Carroll)
Moore (Goodnight)
Rice
Riddle
Russell
Sharpe
Mr. Speaker

Those voting in the negative were:

Anderson (Howard)
Boos
Bradford
Casey
Cochran
Chaney
Caldwell
Copeland
Dodson (Newton)
Durham
Dowell
Filley
Fuller
Fulton
Gardner
Gillis
Greig
Greene
Humphrey

Jones
Judkins
Kerr
Lottie
Lowe
Martin
Maxwell
McConnell
Morgan
Patton
Powell
Rhea
Robinson (Monroe)
Rumpel
Sadler
Sanders
Shinn
Slaughter
Taylor

Grubbs
Grable
Wall

Wells (white)
Wildaburger
Williams

Ayes.

In the affirmative 18
In the negative 46
Not voting 29
93

So the substitute motion was not agreed to.

The question then recurring on the original motion,

It was agreed to.

Under the rule, X

Mr. Judkins, from the Committee on Engrossed Bills, submitted the following report, which was received and read, viz:

Mr. Speaker:

Your committee on Engrossed Bills have had under consideration H. R. No. 183, an act entitled "An act to prohibit the sale of wines or spirituous liquors Quitman College, VanBuren County, Arkansas"

And find said bill correctly Engrossed.

Respectfully submitted
J. B. Judkins,
Chairman

Whereupon,

The House passed to the consideration of the further special order set for 11 o'clock A.M. being the consideration of the bill of the House (H. R. 183) entitled

"An act to prohibit the sale of wines or spirituous liquors within three miles of Quitman College, in VanBuren County, Arkansas".

On motion of Mr. Jones.

The bill was read a third time and placed upon its passage.

The question being put,
Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were:

Anderson (Howard)
Baker
Bose
Bevtie
Bradford
Bragg
Brinkley
Burns)
Casey
Cochran
Cohany
Cleaveland
Cluck
Collins
Copeland
Dickham
Dowell
Flippin
Fuller
Fulton
Gardner
Greig
Grisson
Humphreys
Jones
Judkins
Kerr
Little
Love
Martin
Maxwell
McClelland
McConnell
Morgan
Moore (Carroll)
Moore (Union)
Moore (Woodruff)
Patton
Powell
Rice
Rhea
Robinson (Dorsa)
Robinson (Monroe)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Taylor
Trimble
Venable
Wall
Wells (White)
Wildberger
Williams
Watt
Mr. Speaker

Those voting in the negatives were:

Booton
Coffey
Collis
Dodson (Newton)
Foster

In the affirmative	60
In the negative	25
Not Voting	28
	93

So the bill was passed.

Then,

On motion of Mr. Judkins,

The House, at 12 O'clock and 11 minutes P.M. took a recess until 2 O'clock and 30 minutes P.M.

After Recess.

2 O'clock and 30 minutes.

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names:

Anderson (Hancock)	Coleman
Baird	Collins
Baker	Copeland
Bose	Dodson (Newton)
Bostic	Durham
Boston	Duvall
Bradford	Filippis
Bragg	Foster
Brownings	Fuller
Burns	Fulton
Casey	Gardner
Cochran	Gibbs
Cheney	Greig
Cleveland	Grissom
Clinck	Hannah
Coffey	Headley

Hill (Jefferson)
Humphreys
Jones
Judkins
Kerr
Little
Lowe
Martin
Maxwell
McClelland
McConnell
McRae
Morgan
Moore (Carroll)
Moore (Union)
Moore (Woodruff)
Patton
Powell
Rice
Rhea
Robinson (Desha)
Robinson (Monroe)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Taylor
Tribble
Venable
Wall
Wells (Ouachita)
Wells (White)
Wildberger
Williams
Woolf
Mr. Speaker

On motion of Mr. Judkins,

The members of the House appointed on the Joint Committee to investigate the election of A. W. Dorsey, as Senator in the Congress of the United States, were excused and granted permission to act during the evening session of the House.

On motion of Mr. Powell,

Leave of absence was granted Mr. Pattin, from Monday, February 8th 1875, for seventeen days.

By unanimous consent,

Mr. Sadler gave notice of the introduction of a Joint Resolution to amend Article 13 of the Constitution, by striking out and expunging all of Section 5 of said section from the Constitution of the State.

Mr. Collins made the point of order that the action of the House in postponing the consideration of the bill of the

House (H. R. 163) entitled "an act to protect
H 163 miners and to encourage mining in this
State, and to protect the discoverer of
valuable ores upon private or public prop-
erty and lands of the State of Arkansas."
- until Monday the 4th day of July 1875
was not in order, and was therefore
null and void.

The Speaker ruled the point of order well
taken.

Then,

Mr. Collins moved that the vote postponing
the bill, be reconsidered, and that the
bill be placed upon the calleneder on its
second reading.

Pending which,

On motion of Mr. Kerr,

Ordered, That the subject lie on the table,
Under the regular order of business,

The House proceeded to consider the bill
H 106 of the House (H. R. 106) entitled,
"An act to provide for the publication
of laws, proclamations, warning orders,
and official notices, in the German
language"

Which was read a second time,

And,

On motion of Mr. Wildberger,

Was made the special order for 2 o'clock
and 30 minutes P.M. of Monday, February
8th, 1875.

The House proceeded to consider the bill
H 170 of the House (H. R. 170) entitled;
"An act concerning bills and notes"

which was read a second time.

And,

On motion of Mr. Copeland,

The further consideration of the bill was indefinitely postponed.

The House proceeded to consider the bill of the House (H. R. 181) entitled

of 181

"An act to require all fines to be in the common school fund of the County wherein such fines are collected."

which was read a second time.

And,

On motion of Mr. Kerr,

Was referred to the Committee on the Judiciary.

By unanimous consent,

Mr. Wildberger presented the following Resolution adopted by the State Grange,

Which was read, viz:

Resolved by the State Grange:
That the Legislature be requested to pass a law establishing the Bureau of Agriculture as contemplated in the new Constitution, and mainly as embodied in the bill now before the House introduced by Mr. Wildberger, of Pulaski.

Adopted by the State Grange.

{S. G.}

Attest:

Jno. A. Williams.
Secy. State Grange.

January 29, 1875.

On motion of Mr. Wildberger.

The Resolution was referred to the Committee on Agriculture.

Under the regular order of business,

The House proceeded to consider the bill
H 179 of the House (H. R. 179) entitled,
"An act appropriating three thousand dollars to pay the clerks for making and executing deeds in the state for lands forfeited for non-payment of taxes for the year 1871"

which was read a second time.

And,

On motion of Mr. Kerr,

Was referred to the Committee of Ways and Means.

The House proceeded to consider the bill
H 171 of the House (H. R. 171) entitled,
"An act to require warehouse keepers to give bonds to secure depositors from loss"

which was read a first time

And,

On motion of Mr. Kerr

Was referred to the Committee on Railroads.

The House proceeded to consider the
H 184. bill of the House (H. R. 184) entitled,
"An act to tax non-resident trappers in this state"

which was read a second time,

And,

On motion of Mr. Humphrey,

was referred to the committee on the Judiciary.

H. 178 The House proceeded to consider the bill of the House (H. R. 178) entitled,

"An act to foster and aid the agricultural interest of the State",

which was read a second time,

And,

On motion of Mr. Patton,

The further consideration of the bill was indefinitely postponed.

The House proceeded to consider the bill of the House (H. R. 169) entitled,

"An act to repeal Sections 3814 and 3819, also to amend Sections 3811, 3815, 3816, 3818, 3850, 3851, 3852, 3853, 3854, 3856, 3857, 3858, of Chapter 88 of Gantt's Digest, and to authorize and require the Commissioner of Immigration and State Lands to turn over all books, records, etc., pertaining to his office, to the Auditor of the State of Arkansas",

which was read a second time,

And,

On motion of Mr. Patton,

Was referred to the Committee on State Lands,

By unanimous consent,

Mr. Browning submitted the following Preamble and Resolution, which was read, considered, and agreed to, viz:

Whereas, It doth appear, from the late reports of Auditor Berry that the legislature of 1873 and 1874 made an appropriation of fifty thousand dollars to establish a Lunatic Asylum; and

Whereas, it does appear that warrants to the amount of sixteen thousand dollars have been issued for that purpose, and it appears that no such institution has existed, or does now exist within the State. Therefore, be it

Resolved, That it is made the duty of the Committee on Auditors and Treasurers Books to inquire into the matter and report at the earliest day practicable to this body.

The House proceeded to consider the bill
H 31. of the House, (H.R. 31) entitled,
"An act to provide for the building of bridges and public roads of the State,"

which was read a second time.

Mr. Rumph moved that the further consideration of the bill be postponed, and made the special order for 11 o'clock A.M. of Wednesday, February 10th, 1875.

Mr. Sharpe moved as a substitute, the further consideration of the bill be postponed until Saturday, December 18?5

After debate,

Mr. Wildberger, at 4 o'clock P.M. moved that the House adjourn.

Which was not agreed to.

The question being on the motion that the further consideration of the bill be postponed until Saturday, December 25th 1875,

Which was not agreed to.

The question being on the motion that the further consideration of the bill be postponed and made the special order for 11 o'clock A.M. of Wednesday, Feby. 10. 1875,

After debate,

Mr. Collins moved as a substitute that the bill be read a third time and placed upon its passage.

Pending which,

On motion of Mr. Dodson, of Newton,

The House, at 11 Oclock and 40 Minutes P.M.,

— Adjourned —

J. B. Standing
Clerk.

A. A. Pennington
Speaker.

Saturday Morning
February 6th 1875.

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names.

Anderson (Howard)
Baird
Baker
Bane
Bartlett
Boston
Bradford
Bragg
Brackney
Burns
Carey
Cockran
Chaney
Cleveland
Cluck
Coffey
Coleman
Collins
Copeland
Dodson (Newton)
Durham
Dowell
Filippin
Fraker
Fuller
Fulton
Gardner
Gillis
Greig
Graham
Hannah
Handlee

Hill (Calhoun)
Hill (Jefferson)
Howard
Humphry
Jones
Judkins
Loker
Little
Love
Markin
Maxwell
McClelland
McDermell
Morgan
Mora (Bennett)
Moore (Union)
Moore (Mardraff)
Patton
Paquette
Ree
Rhea
Robinson (Desha)
Robinson (Monroe)

Ruddle
Rumph
Russell
Sadler
Snyder
Sharpe
Shinn
Slaughter
Taylor
Trimble
Turnbull
Vail
Wells (Drew)
Wells (White)
Wildberger
Williams
Wolf
Mr Speaker.

A quorum of the House present.

Prayer by the Chaplain.

The Journal of the preceding day was read.

Pending discussion on the approval of the Journal;

On motion of Mr Copeland, the leave of absence heretofore granted Mr Frazier was extended for ten days.

On motion of Mr Taylor, leave of absence was granted Mr Jones for ten days.

The Journal was then approved.

On motion of Mr Dodson of Newton,
the House, under the order of unfinished
business, resumed consideration of the
bill of the House (H R 31.) entitled An Act
to provide for the building of bridges and
public roads in the state, together with
the motion pending at the hour of
adjournment on the preceding day,
that the bill be read a third time, and
placed upon its passage.

Pending which,

On motion of Mr Little,
Gen A. King. Shike, was invited to a
seat within the bar of the House.

The question being on the motion that
the bill be read a third time and
placed upon its passage.

After debate,

The motion was disagreed to.

Mr Bragg moved to postpone the
further consideration of the bill
until Wednesday next, at ten oclock
and also gave notice that he would
move to reconsider the vote upon the
amendment adopted by the gentleman
from Canada.

Which motion was agreed to.

On motion of Mr Pennington (Mr Jud-
kins in the Chair)
Leave of absence was granted Mr
Copeland for ten days.

By unanimous Consent;

Mr Wells of Dane, from the Committee
on the Judiciary, submitted the following
Report which was received and read
viz;

Mr Speaker: The Committee on Judiciary
to whom was referred H.R 145 an act
entitled "An Act to prevent persons from
4/145 persuading minors from their parents
or guardians" have had the same
under consideration, and herewith
respectfully return it, with the rec-
ommendation that it do pass.

On motion of Mr Browning,
Ordered. That the bill just reported
be engrossed for a third reading
and made a special order for 11 o'clock
and 30 Minutes A.M. of Wednesday
February 10th 1875.

Mr Wells of Dane, also, from the
Committee on the Judiciary, submitted
the following report which was received
and read viz:

Mr Speaker: The Committee on Judiciary
to whom was referred S.B. No 84. an
64 act entitled "An Act regulating and de-
fining insurance contracts."
Have had the same under consideration
and herewith respectfully return it with
the recommendation that it do pass.

On motion of Mr Kerr.
The bill just reported was read a third
time, and placed upon its passage.

The question being put, shall the
bill pass?

It was decided in the affirmative,
Those who voted in the affirmative

Were.

Anderson (Howard)
Baker
Bane
Bostick
Bradford
Bragg
Browning
Burns
Casey
Cochran
Chaney
Cleveland
Cluck
Coffey
Cobbins
Dodson (Newton)
Durham
Dowell
Filspin
Foster
Fuller
Fulton
Gardner
Gillis
Greig
Grimm
Hannah
Headlee
Hill (Cockaun)
Hosier
Jones

Judkins
Kerr
Little
Love
Martin
Maxwell
McClelland
McConnell
Morgan
Moore (Woodruff)
Patton
Powell
Rice
Rhea
Robinson (Dorcas)
Robinson (Monroe)
Ruddle
Rumph
Russell
Sanders
Sharpe
Shinn
Slaughter
Trimble
Venable
Wells (Drew)
Wells (White)
Wildberger
Williams
Ward
McSpeeker.

Those voting in the negative.

Were

Hill (Jefferson)
Moore (Bonnet)
Humphrey

On the Affirmative 63.
On the Negative 3
Not Voting 27
93.

So the bill was passed.

Mr Wells of Dorch from the Committee on the Judiciary submitted the following report which was received and read, viz:

Mr Speaker: The Committee on Judiciary to whom was referred S.B. No 88. "
S.88. an act entitled "An Act to amend section 6 // Chapter 17 of Gantts Digest.
have had the same under consideration and herewith respectfully return it. with the recommendation that it do pass.

By unanimous consent, the bill just reported was read a third time, and placed upon its passage.

The question being put, shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were,

Anderson (Howard)
Baker
Bane
Bookie
Boston
Bradford
Bragg
Browning
Burns
Caney
Cochran
Chaney
Cleveland
Cluck
Corbey
Collins
Dunham
Dowell
Flippin
Fosher
Fuller
Fulton
Gardner
Gillis
Greig
Grisham
Hannah
Headlee
Hill (Calhoun)
Humphrey
Jones
Judkins
Kerr
Little
Love
Martin

Mr Maxwell
Mr Mcclelland
Mr Mcconnell
Mr Morgan
Mr Moore (Carroll)
Mr Moore (Woodruff)
Mr Patton
Mr Rice
Mr Rhea
Mr Robinson (Dekalb)
Mr Robinson (Monroe)
Mr Ruddle
Mr Rumph
Mr Russell
Mr Sanders
Mr Sharpe
Mr Shinn
Mr Slaughter
Mr Taylor
Mr Trimble
Mr Vandale
Mr Wall (Drew)
Mr Wall (White)
Mr Wildberger
Mr Williams
Mr Wolf

Mr Speaker.

Mr Hill of Jefferson voted in the negative.

In the affirmative	64
In the negative	1
Not voting	28
	93.

So the bill was passed.

Mr Wall of Drew, also, from the committee on the Judiciary, submitted the following report, which was received and read, viz:

Mr Speaker: The Committee on the Judiciary to whom was referred S.B. No 120, an act entitled "An Act to enable third persons to avoid usurious contracts in loans" have had the same under consideration, and herewith respectfully return it, with the recommendation that it do not pass, as S.B. No 84, embraces the same subject, and matter, and which passage they have recommended.

Mr Durham moved that the further consideration of the bill just reported, be indefinitely postponed.

Pending which,

The hour of 11 O'clock A.M. having arrived, X
The House proceed to the consideration of
the special order set for that hour, be-
ing the consideration of the Memorial of
S.M.5. the Senate (S. Mem 5.) "Memorial to Congress
asking for the establishment of a semi-
weekly mail route from Whitesburg in
Breed County to Newport in Jackson County,
"Which was read a third time and plac-
ed upon its passage.
The question being put, shall the Memorial
pass?
It was decided in the affirmative,
Those who voted in the affirmative,
were,

Anderson (Howard)
Baker
Bostic
Boston
Bradford.
Bragg.
Browning
Burns
Causey
Chaney
Cleveland
Cluck
Coffey
Collins
Dodson (Newton)
Durham
Dowell
Flippin
Fowler
Fuller
Fulton
Gardner
Gillis
Grissom
Hannah
Hendlee
Hill (Calhoun)
Hill (Jefferson)
Hosmer
Humphrey
Judkins
Kerr.
Little
Love
Martin
McClelland
McConnell
Morgan
Moore (Conecuh)
Moore (Marion)
Moore (Woodruff)
Patton
Powell
Rice
Riker
Robinson (Dekalb)
Robinson (Monroe)
Ruddle
Rumph
Russell

Sauder
Sharpe
Shinn
Slaughter
Taylor
Trimble

Venable
Wells (Drew)
Wells (White)
Williams
Wolf

those voting in the negative.

In the affirmative 62
In the negative none
Not voting 31
93.

So the Memorial was passed.

The House resumed consideration of the bill of the Senate (S. 120.) entitled An Act to enable blind persons to avoid usurious contracts and liens. together with the motion that the further consideration of the bill be indefinitely postponed.

After debate,

The motion was agreed to.

Mr Wells of Drew, also, from the Committee on the Judiciary, submitted the following report which was received and read, viz:

Mr Speaker; The Committee on Judiciary to whom was referred Act No 134. an Act entitled "An Act to establish the law of Forcible entry and Detainer and repealing Section 2932 to 2950 Gantt's Digest." beg leave to state they have had the same under consideration, and herewith respectfully return the same with a recommendation that it do pass.
All of which is respectfully submitted,

On motion of Mr Collins,

Ordered, That the bill just reported be engrossed for a third reading and made the special order for 11 oclock am of Tuesday February 9th 1875.

By unanimous consent;

Mr Gillis presented the following petitions which were referred to the Committee on the Judiciary, viz;

Hot Spring Township,
Garland County Arkansas
January 26th 1875.

To the Honorable General Assembly of the State of Arkansas, and to the Congress of the United States:

Your undersigned petitioners pray for relief, being entirely destitute of provisions to live on caused by Ninety Six days draughth, which caused the farmers to make nearly an entire failure in making a crop last year 1874.

What little was grown is now consumed, Therefore, we, the undersigned citizens of the north east portion of Hot Springs township, Garland County Arkansas, do Memorialize the Congress of the United States to furnish us supplies to enable us other crop.

Below find table of number in family and number acres cultivated and number of bushels of grain raised, and showing to your honorable body the women and children that are bound to suffer if the Congress of the United States does not grant them some assistance from the government of the United States.

Names	No in family	Acres Cultivated	Corn Raised
W.E. McAdoo	3	4	6
M. Simpson	2	18	20
M. Brown	2	18	20
W.J. Witt	6	13	20
T.W. Winkler	4	15	20
C.S. Lockett	10	30	25
Ed. Brown	10	25	20

Names	No in family.	Acres Cultivated	Bus Raised
W.R. Frasher	4	6	3
T.L. Rose	3	9	10
J.H. Berryhouse	7	12	10
Thomas Rose	4	20	40
W.F. Rose	5	22	50
E.J. Robbins	6	20	25
Geo Robbins	5	10	10
James Brady	5	10	15
C. Simpson	5	15	20
W.J. Treadway	5	—	—
Jas Sleight	6	13	25
A.B. Millingham	7	15	—
Sam McKeham	5	20	25
Thos Robbins	6	20	20
Jno Faught	2	10	10
Jas Echols	6	12	35
Jas Stell	6	10	25
Mehanlotte Haynes	4	1	—
Ora Grant	2	—	—
Wm Treadle	2	—	—
W. Danick Sr	7	30	50
J.H. Copeland	4	14	—
David Robbins	8	60	50
W.M. Clark	4	18	—
C.C. Dodd	5	12	15
D.M. Drew	8	25	60
J.W. Danick Jr	6	45	50
Ellen Pray	4	12	—
J.P. Cutler	3	—	—
Jacker Day	3	10	10
Monroe Pettit	2	—	—
J. Danick Jr.	4	50	40
R.H. Huddleston	3	5	20
Chas Robbins	5	7	20
John Rawls	2	12	30
W.A. Trapp	3	8	6
Thos Rawls	12	—	30
J.A. Lavender	9	16	35
Thos Lavender	2	5	7
Henry C. Ranch	6	25	30
J. Goodwin	7	15	50
Thos Phillips	8	10	15
Taylor Faught	4	6	5
Simeon Faught	2	5	10
Thos Gregard	4	—	—
Geo Bailey	2	6	—
Mrs [illegible]	15	—	—

Names.	No in family	Acres Cultivated	Bus Raised
J. Greeny	5	4	4
A. Johnson	5	30	20

State of Arkansas }
Garland County } I. Hereby certify that the foregoing Statement and petition was made by men who are strictly reliable, and the petition for assistance is made in good faith.

Given under my hand and official seal this the 30th day of January A.D. 1875.

(Seal)

A.P.B. Reed,
Clerk.

Baxter Township,
Garland County Ark
January 16th 1875.

To the Honorable General Assembly of the State of Arkansas:

Your petitioners (undersigned) being entirely destitute of means of support caused by a thirteen weeks drought which caused farmers to make almost an entire failure in crops last year and what little was grown being now consumed, therefore the undersigned would respectfully pray your Honorable body to memorialize the Congress of the United States to furnish us supplies from the general government that will enable your petitioners to grow a crop the coming summer, for which your petitioners would ever pray.

The following table will show the amount of land cultivated, and amount of grain grown in Baxter township,

Names	Acres cultivated	Bbls Raised	Lbs Meal	In Gallons
John Hughes	10	15		5
J M Hurah	20	40	25	10
Jas Dutton	9	20	25	5
W M Hays	10	40		3
F Vaughan	10	20	250	3
S Caldwell	15	40	300	4
Shelton Caldwell	20	20	20	4
W R Goodwin	12	—	—	2
Margaret Spears	—	—	—	1/4
Jno Dailey	6	10	—	5
F M Dailey	4	4	225	5
Mrs Morgan	9	—	—	4
Jack Morgan	4	—	—	2
F M Ratcliff	11	20	—	4
Dr Meredith	10	3	—	4
W L Hardin	20	40	—	8
John Riley	8	20	—	3
T Riley	20	40	—	11
G B Drake	10	30	50	6
G W Powell	12	—	40	3
A W Powell	14	15	300	6
Wm Caldwell	8	20	25	4
Jas Ratcliff	20	—	30	—
Mrs Ratcliff	75	40	80	

P. S.

For further information address James Hinkle or G W Powell, Agnew P. O. Montgomery County, Baxter township.

By unanimous consent:

Mr Durham introduced a bill (No 190) entitled An Act to legalize and make valid certain proceedings of the Board of Supervisors of Little River County in funding outstanding Warrants.

Which was read a first time.

By unanimous consent;
Under a suspension of the rules;
The bill was read a second time.
And,

On motion of Mr Durham.
Ordered That the bill be engrossed
for a third reading and be special
order for 10 Oclock A.M. of monday
February 8th 1875.

By unanimous consent;

Mr Slaughter from the select Committee
appointed to consider the bill of the
House (H R 155.) entitled an act to
redistrict the State for congressional
purposes, submitted the following
majority report, which was recei-
ved and read viz:

Mr Speaker; The Committee on
Apportionment to whom was re-
ferred H. R. No 155. an act entitled
H 155 An Act to redistrict the state for
Congressional purposes,
have had the same under con-
sideration, and herewith respectfully
return it, with the recommendation
that it be amended by striking out
Sec 2. the words "Roanoke" and "Stone"
and insert the words "Clayton" "Green
"Lawrence" and "Randolph".
On Section 3. add the word "Grant"
On the 4th Section strike out the
word "Frank" and insert the word
"Roanoke". On section 5. strike out the
words "Clayton" "Green" "Lawrence" and
"Randolph" and insert the word "Stone"

W P Slaughter
Chairman.

Mr Cleveland from the same committee submitted the following minority report, which was received and read viz:

Mr Speaker: The minority committee on Apportionment to whom was referred (H R No 155.) an act entitled An act to redistrict the State for Congressional purposes, have had the same under consideration, and herewith respectfully return it, with the recommendation that it do not pass for these reasons; 1st Oppose the attaching Grant County to the 2nd Congressional district C.T. 2nd Pike County line of Grant County runs within 20 miles of the door of the Capitol 3rd my constituents are opposed to such change, 4th. By taking Grant County from the third district and attaching it to the second, will leave the third with a smaller democratic majority than either of the four districts in the State.

Cleveland of Grant.

The question being put, Shall the minority report be adopted?

It was decided in the negative,

Mr Rice, moved that the amendments recommended by the majority of the Committee be adopted.

Mr Greig moved as an amendment to the amendments recommended by the Committee that the County of Crawford be stricken from the third district, and inserted in the fourth district.

Pending the consideration of the amendment.

On motion of Mr Browning.
Ordered that 2 o'clock and
30 minutes P.M. adjourned
until 9 o'clock and 30 minutes
A.M. of Monday February 8th 1875.

J. M. Pinkerton
Speaker.

J. H. Gunning
Clerk.

Monday Morning
February 8th 1875

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names:

Anderson (Howard)
Baker
Beal
Beebe
Benton
Bradford
Bragg
Browning
Burns
Casey
Cochrell
Cheney
Cleaveland
Clinck
Coffey
Collins
Cowden (Newton)
Cowan
Cowell
Crippin
Crolius

Fuller
Fulton
Gardner
Gillis
Greig
Grierson
Hannah
Headlee
Hill (Calhoun)
Hill (Jefferson)
Hoover
Humphrey
Jones
Judkins
Kent
Little
Love
Martin
Maxwell
McClelland
McConnell

Morgan	Sanders
Moore (Bartow)	Sharpe
Moore (Union)	Shinn
Moore (Woodruff)	Slaughter
Orr	Snyder
Powell	Trimble
Rice	Venable
Rhea	Wall
Robinson (Decka)	Wells (Dade)
Robinson (Monroe)	Wells (White)
Ruddle	Wildberger
Rumph	Williams
Russell	Woolf
Sadler	Mr. Speaker.

Mr. Coleman was excused on account of sickness.

A Quorum of the House present.

Prayer by the Chaplain.

The Journal of Saturday, February 6th, was read and approved.

On motion of Mr. Anderson, of Howard,

Leave of absence was granted Mr. Bostic for ten days from Wednesday, February 10th, 1875; and also, the leave of absence heretofore extended to Mr. Wright was extended for one week.

On motion of Mr. Slaughter,

Leave of absence was granted Mr. McClelland for ten days from Friday, February 12, 1875.

Under the rule,

Mr. Judkins, from the Committee on Enrolled Bills, submitted the following Report, which was received and read, viz:

Mr. Speaker:

Your Committee on Enrolled Bills, have had under consideration

H. R. No. 137, an act entitled, "An act to regulate marriage in this State", and find said bill correctly engrossed.

Respectfully submitted,
J. B. Judkins
Chairman

#137

The report of the committee was received.

The hour of 10 o'clock A.M. having arrived,

The House passed to the consideration of the special order set for that hour being the consideration of the bill of the House (H. R. 137) entitled

"An act to regulate marriage in this State".

Mr. Judkins moved that the bill be amended by striking out all after the word "tried" in section 7.

On motion of Mr. Collins,

The further consideration of the amendment was indefinitely postponed.

Then,

The bill was read a third time and placed upon its passage.

The question being put,

"Shall the bill pass?"

It was decided in the affirmative.

Those who voted in the affirmative were;

Anderson (Howard)	Burns
Baker	Carey
Bose	Cochran
Bolic	Chaney
Boston	Coleman (Lincoln)
Bradford	Colwell
Bragg	Collins
Brunelle	Dodson (Newton)

Durham	Maxwell
Duvall	McClelland
Filippin	Moore (Union)
Foster	Moore (Woodruff)
Fuller	Rice
Fulton	Rhea
Gardner	Robinson (Monroe)
Greig	Rumph
Greisen	Russell
Hannah	Sadler
Headley	Sanders
Hill (Cashion)	Sharpe
Hoover	Slaughter
Humphreys	Taylor
Jones	Venable
Kent	Wells (Dyer)
Kline	Wells (White)
Martin	Williams

Mr. Speaker

Those voting in the negative were,

Ellis	Powell
Hill (Jefferson)	Robinson (Lake)
Hopkins	Ruddle
McConnell	Shaw
Miller	Trimble
Morgan	Wildberger
Moore (Carroll)	Wolf.

In the affirmative 73
In the negative 14
Not voting 26
93

So the bill was passed.

The House proceeded to consider the further special order set for 10 o'clock A.M. being the consideration of the bill of the House (H. R. 190) entitled,

" An act to legalize and make valid certain proceedings of the Board of Supervisors of Scott River in funding outstanding warrants

which was read a third time,

8/19/20

and placed upon its passage.
The question being put.
Shall the bill pass?
It was decided in the affirmative.
Those who voted in the affirmative were

Anderson (Howard)	Kent
Baker	Lowe
Beall	Martin
Beeler	Maxwell
Boehm	McClelland
Bradford	McConnell
Bragg	Miller
Brumbaugh	Morgan
Bruns	Moore (Carroll)
Casey	Moore (Union)
Cochran	Moore (Woodruff)
Conaway	Powell
Creamer	Rice
Crouch	Rhea
Collins	Robinson (Lucas)
Durham	Robinson (Monroe)
Dowell	Ruddle
Elliott	Runyon
Foster	Russell
Fuller	Sadler
Fulton	Sanders
Gardner	Sharpe
Gillis	Shinn
Greig	Slaughter
Gresham	Taylor
Hannah	Trimble
Headley	Venable
Hill (Cashman)	Wells (Knox)
Hill (Jefferson)	Wells (White)
Hoover	Wildberger
Humphreys	Williams
Jones	Woolf
Judkins	Mr Speaker

None voting in the negative.

In the affirmative	67
In the negative	None
Not voting	26
	93

So the bill was passed.

By unanimous consent,

On motion of Mr. Dunham,

The bill of the House (H.R. 143) entitled

H. 143 "An act to authorize certain counties in this State to fund their out-standing indebtedness"

was taken from the table, ordered engrossed, and made the special order for 4 o'clock and 30 minutes P.M. on the morrow.

By unanimous consent,

Mr. Filippin, from the Committee on Counties and County Lines, submitted the following report, which was received and read as follows:

S. 141

Mr. Speaker: The Committee on County and County Lines to whom was referred S.B. No. 141, an act entitled "an act to define and establish the boundary lines between the counties of Sharp and Independence, beg leave to state they have had the same under consideration, and herewith respectfully return the same, with a recommendation that it do pass.

All of which is respectfully submitted.

Filippin, Chairman

On motion of Mr. Filippin,

The bill just reported was read a third time and placed upon its passage.

The question being upon,

Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were:

Anderson (Howard)
Baker
Bond
Bostick
Boston
Bradford
Bragg
Browning
Burns
Casey
Cochran
Chaney
Cleveland
Cluck
Collins
Durham
Dowell
Flippin
Foster
Fuller
Fulton
Gardner
Gillis
Greig
Grissom
Hannah
Headlee
Hill (Calhoun)
Hill (Jefferson)
Hosier
Humphry
Jones
Lyda
Lee
Love
Martin
Maxwell
McClelland
McConnell
Miller
Moore (Carroll)
Moore (Glynn)
Moore (Woodruff)
Orr
Powell
Rice
Robinson (Dallas)
Robinson (Monroe)
Ruddle
Rumph
Russell
Sanders
Sharpe
Skinner
Slaughter
Taylor
Thomas
Thomas
Tubbs (Dooly)
Tubbs (Wilkes)
Williams
Mr Speaker.

Those who voted in the Negative were,

Morgan
Reed
Sadler
Trimble

On the affirmative 65
On the Negative 4
Not voting 26
93.

So the bill was passed

Mr Gilpin also from the Committee on Counties and County Lines submitted the following report which was received and read, viz:

Mr Speaker:

The Committee on Counties and County Lines to whom was referred H R No. 134 an act entitled "An Act to change the County lines of the Counties of Dorchester, Dorsey, and Jefferson" and for other purposes" Do decleared to state they have had the same under consideration, and herewith respectfully return the same with a recommendation that it be amended by striking out all of section 2 after the words "South Range No 9. West" and inserting in lieu thereof the amendment hereinwith presented, and recommend the passage of the bill with the amendments.

All of which is respectfully submitted,

Gilpin
Chairman.

On motion of Mr Martin,
The bill just reported together with the report of the Committee was laid on the table, subject to the call of the House.

On motion of Mr Rice,

The House, under the order of unfinished business, passed to the consideration of the bill of the House (H R 160) and (Sub H R 119) and (H R 158) entitled An Act to redistrict the State for Congressional purposes, together with the pending motion, That the amendment recommended by the Committee be amended by Striking Crawford

County" from the third district, and inserting it in the fourth district.

Which was agreed to.

Pending which,

The hour of 11 o'clock A.M. having arrived, being the hour set for the consideration of the bill of the House (HR 116) entitled An act providing a general road law.

H 116.

On motion of Mr Rice,
The consideration of the special order was postponed for thirty minutes.

The House having under consideration the bill of the House (HR 160) and (Sub: HR 119) and (HR 158) entitled An Act to redistrict the state for Congressional purposes.

H 119
158

The question being on the motion that the amendments recommended by the majority of the Select Committee.

Mr Lipsin moved that the amendments recommended by the Committee be amended by attaching the County of Franklin and Johnson to the fourth district.

Pending the consideration of the motion;

A message from the Senate by Mr Thomas M. Davidson, their

Secretary,

Senate Chamber,
Feby 6th 1875.

Mr Speaker: I am instructed by the Senate to inform your honorable body of the passage by the Senate of A Substitute for Canal Memorial No 25 entitled "A Memorial to the General Assembly of the State of Missouri praying for the repeal of the Battle Law. Approved March 25th 1874.
and herewith respectfully return the original, and the substitute, for your favorable consideration,
Robt. H. Newton, Secretary.

Also a further message,

Senate Chamber:
Feby 6th 1875.

Mr Speaker: I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Bill No 122. entitled "An Act to regulate Roads and Highways and to keep the same in repair".
and herewith respectfully submit the same
Robt. H. Newton. Secy.

The question being on the motion that the amendments recommended by the committee be amended, by attaching the Counties of Franklin and Johnson to the Fourth District.

After debate.

Mr Kerr moved the previous question,

Which was seconded,

And,

On the operation thereof.
The motion was disagreed to.
Mr Rice moved that Lawrence County be stricken from the amendments offered by the Committee.
After debate,
Mr Judkins moved the previous question, which was seconded, and under the operation thereof the motion was disagreed to.
The amendments recommended by the committee were then agreed to.
Mr Cleveland moved that the bill be further amended by striking Grant County from the Second District and inserting it in the Third District.
After debate,
Mr Judkins moved the previous question, which was seconded.
And, *
Under the operation thereof, the motion was disagreed to,
Then, on motion of Mr Kerr
Ordered, That the bill be engrossed for a third reading, and be made the special order for 10 oclock A.M. of Wednesday. February 10th 1875.
The House then passed to the consideration of the special order set for 11 oclock A.M. and heretofore postponed, being the consideration of the bill of the House (H R 116) entitled An Act Providing a general road law,

H. 116.

On motion of Mr Keen,
The further consideration of the bill was postponed, and made the special order for 11 Oclock A. M. of Thursday February 11th 1875.

By unanimous consent,

On motion of Mr Keen,
The bill of the House (H R 116) entitled An Act providing a general road law, and the bill of the Senate (S. 122) entitled An Act to regulate roads and highways, were Referred to the Committee on Roads and Highways.

H R 116

S 122

By unanimous consent,

Mr Sadler, introduced a bill (H R 191.) entitled An Act to change and define and make more perfect the lines between the Counties of Franklin and Crawford, and to confine the same to the Statutory surveys of the United States.

Which was read a first time,

By unanimous consent,

Under a suspension of the rules,

The bill was read a second time,

And,

On motion of Mr Humphrey,

Was referred to the Committee on the Judiciary with instructions to inquire into the constitutionality of the bill.

By unanimous consent,

HM 28. Mr Casey introduced a Memorial (H M 28) A Memorial to the Congress of the United States for the establishment of a mail route from Egypt, Baxter County, via Big Flat, to Marshall, Searcy County.

Which was read a first time

By unanimous consent,

Under a suspension of the rules,

The Memorial was read a second time,

And,

On motion of Mr Casey,

Was referred to the Committee on Memorials.

Under a suspension of the rules for that purpose,

HM 29 Mr Judkins presented a Memorial (H Mem 29) A memorial for the payment of supplies furnished the State, during the Brooks—Baxter war,

Which was read a first time,

By unanimous consent,

H 192 Mr Boston introduced a bill, (H B 192) entitled An Act to allow contracting parties to waive their rights under the exemption laws of this State,

Which was read a first time,

By unanimous consent,

Under a suspension of the rules,

The bill was read a second time,
And,
On motion of Mr Judkins,
Was referred to the Committee on the Judiciary.
Then,
On motion of Mr Gillis,
The House at 12 Oclock and 20 minutes P.M. took a Recess until 2 Oclock and 30 minutes P.M.

After Recess.
2 Oclock and 30 minutes P.M.

The House met pursuant to adjournment.
The roll was called and the following named members answered to their names:

Anderson (Howard)
Baker
Bane.
Boshied
Boston
Bradford
Bragg
Browning
Burns
Carey
Cochran
Chaney
Cleveland
Cluck
Cotton
Crothers

Davison (Newton)
Dunham
Darnell
Filbert
Fowler
Fuller
Fulton
Gardner
Gillis
Greig
Hamrick
Headlee
Hill (Calhoun)
Hill (Jefferson)
Hunter
Humphrey

Jones
Judkins
Kerr
Kane
Martin
Maxwell x
McClelland
McDermell
Miller
Morgan
Moore (Carroll)
Moore (Union)
Moore (Wadsworth)
Orr
Powell
Rice
Rhea
Robinson (Desha)
Robinson (Monroe)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Taylor
Trimble
Venable
Wall
Ward
Wells (Drew)
Wells (Conway)
Wilderger
Williams
Wood
Mr Speaker

On motion of Mr Slaughter leave was granted to Mr Grissom for the afternoon.

On motion of Mr Kerr,
Leave of absence was granted Mr Fuller for fifteen days from Friday, February 18th 1875.

On motion of Mr Bragg,
Messrs Berry, Fuller, and Free of Calhoun, were appointed additional members of the Committee on Road and Highways.

By unanimous consent;

On motion of Mr Williams,
The House proceed to the consideration of the Senate Substitute, for the Memorial of the House (H. Rule H. Mem 25) A memorial to the General Assembly of the State of Missouri, praying a repeal of the Cattle Law, approved March 25th 1874.

Which was read a first time,
By unanimous consent;
Under a suspension of the rules
The Memorial was read a second time.
And,

On motion of Mr Dodson of Newton,
The further consideration of the Memorial was postponed and made the special order for 10 Oclock and 30 Minutes A.M. and the morrow.

Then,

The House passed to the consideration of the special order set for 2 Oclock and 30 minutes P.M. being the consideration of the bill of the House (HR 106) entitled An act to provide for the publication of laws, proclamations warning, orders, and official notices in the German language.

Which was read a second time,

On motion of Mr Klein,

The bill was amended by striking out the word "law" in Section 1,

On motion of Mr Judkins,

The bill was further amended by striking out all of Section 4,

And,

On motion of Mr Deering,
Ordered, That the bill lie on the table subject to the call of the House

H. 30.

The House proceed to the consideration of the further special order set for the 2d inst. being the consideration of the bill of the bill of the House, (H R 30) entitled An act to encourage mining and manufacturing in the State of Arkansas together with the amendments of the Senate thereto.

Which were read a third time.

Before the question was put,

Mr Collins called for a division of the question.

The question being put,

Shall the House concur in the amendment to strike out in section 1, line 1, after the word "Capital" the words "And property, real and personal" and inserting in lieu thereof the words "Which is or may hereafter be"?

It was decided in the affirmative

Those who voted in the affirmative

Were,

Anderson (Howard)	Jones
Baker	Judkins
Bard	Kerr
Baskin	Love
Chaney	Markin
Collins	McConnell
Dinkam	Morgan
Dowell	Ward (Union)
Filspain	Powell
Fuller	Rice
Fulton	Robinson (Monroe)
Gardner	Rumph
Greig	Sadler
Hannah	Sanders
Humphrey	Shinn

Slaughter
Taylor
Trimble
Tunnah
Wall

Wells (Drew)

Wolf

Those who voted in the negative

Were.

Boston
Bradford
Bragg
Browning
Casey
Cochran
Cluck
Coffey
Dalton (Stanton)
Fisher
Hendlee
Hill (Calhoun)
Hill (Jefferson)
Hoover
Maxwell
McClelland
Miller
Moore (Barnett)
Moore (Woodruff)
Orr
Rhea
Ruddle
Russell
Sharpe
Williams
Mr. Speaker.

On the affirmative 37
On the negative 26
Not voting 30
93

So the amendment was concurred in.

The question being then put,
Shall the House concur in the
further amendment? viz:

That the bill be amended by in-
serting in the same section, line
4. after the word "implements" the
word "Tunnerie"

Which was decided in the affirmative.

Those who voted in the affirmative

Were.

Bane
Browning
Chick
Collins
Durham
Dowell
Flippin
Fullen
Fulton
Gardner
Greig
Hannah
Harper
Humphrey
Jones
Judkins
Kerr
Lane
Martin
Maxwell
McClelland
McConnell
Miller
Morgan
Moore (Union)
Powell
Rice
Rhea
Robinson (Kanawha)
Rumph
Sadler
Sanders
Shinn
Slaughter
Taylor
Trimble
Venable
Ward
Wells (Drew)
Wildberger
Wolf.

Those who voted in the negative.

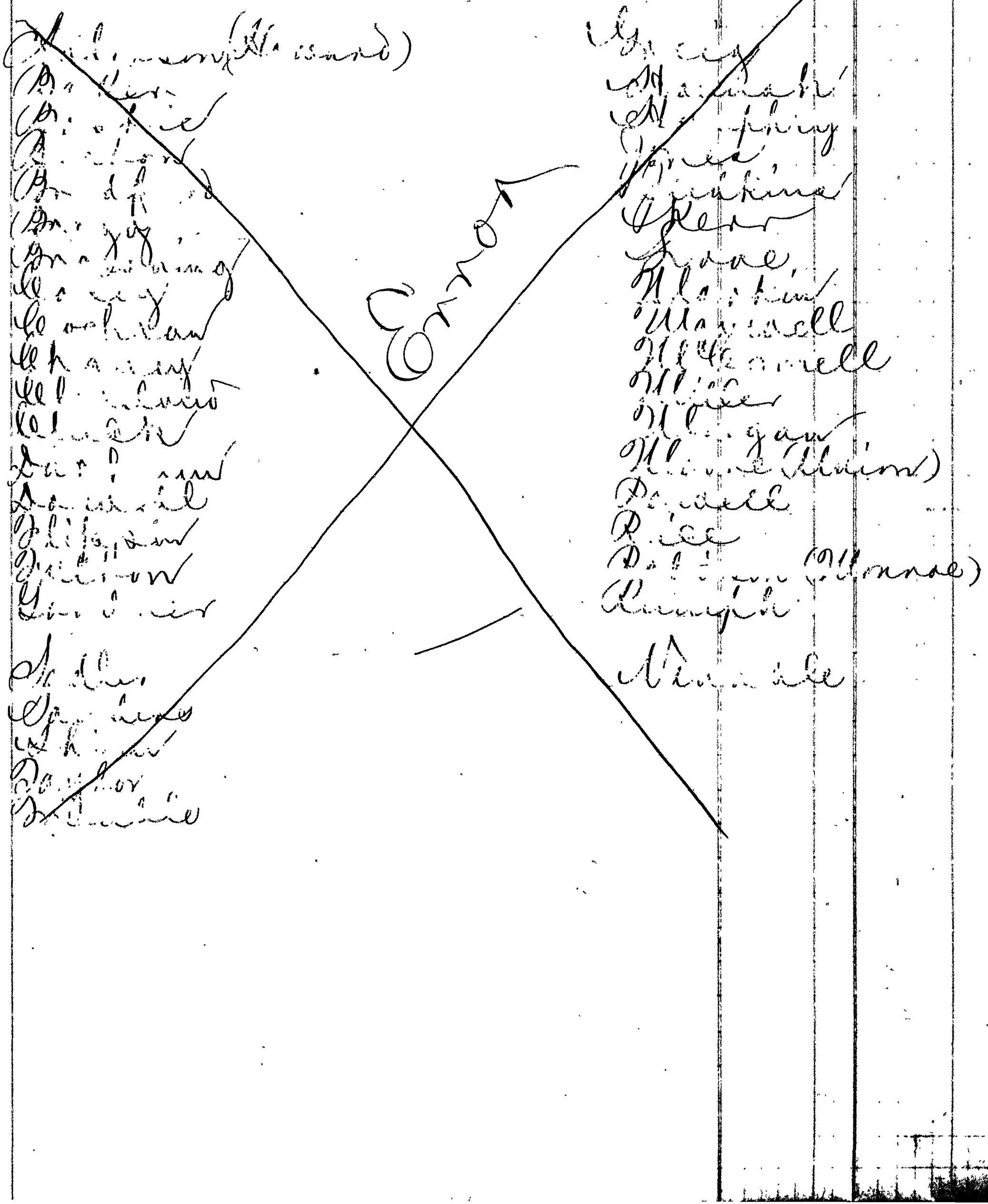
Were.

Anderson (Howard)
Baker
Barkis
Boehm
Bradford
Bragg
Casey
Cochran
Chaney
Cleveland
Coffey
Dodson (Newton)
Foster
Hendree
Hill (Calhoun)
Hill (Jefferson)
Moore (Cannell)
Moore (Woodruff)
Orr
Ruddle
Russell
Sharpe
Williams
Mr Speaker.

In the affirmative 41.
In the negative 24
Not voting 28
93

So the amendment was concurred in

The question being put,
Shall the House concur in the further amendments, viz:
That the bill be amended by inserting in the same section, line 4, after the word "Tanneries" the words "Cotton Seed oil"
It was decided in the affirmative.
Those who voted in the affirmative were:



Durham
Darnell
Dupuy
Fulton
Gardner
Greig
Hannah
Humphrey
Jones
Judkins
Keen
Lowe
Martin
Maxwell
McConnell
Miller
Morgan
Moore (Clarion)
Powell
Rice
Robinson (Monroe)
Rumph
Sadler
Sanders
Shinn
Taylor
Trimble
Vandike
Wall
Wells (Drew)
Wells (Lowndes)
Wildberger
Wildberger
Wolf

Those who voted in the negative.

Mere.

Anderson (Howard)
Baker
Bane
Bonkie
Bonham
Bradford
Bragg
Browning
Causey
Cochran
Chaney
Cleveland
Cluck
Coffey
Dodson (Cheston)
Foster
Fuller
Hendlee
Hill (Calhoun)
Hill (Jefferson)
Horner
McCleskey
Moore (Bernard)
Moore (Marshall)
Orr
Ruddle
Russell
Sharpe
Slaughter
Williams
Mr Speaker

In the affirmative 35
In the negative 30
Not voting 28
93

So the amendment was concurred in.

The question being put,

Shall the House concur in the amendment to add to Section 1, line 8, the following provisos;

"Provided, That the capital invested in such manufacturing establishments shall exceed two thousand dollars ($2000) And, provided, further, That no person, corporation, or company, having prior to the passage of this Act, invested capital in any such manufacturing enterprise in this State shall be entitled to the exemption herein provided for, unless the capital stock so invested shall be increased twenty five per centum of its value, as determined by the last annual assessment"

It was decided in the affirmative.

Those who voted in the affirmative,

were,

Bradford	McConnell
Bradley	Morgan
Caldwell	Moore (Marion)
Carlson	Powell
Darnell	Rice
Dilsaver	Robinson (Monroe)
Fulton	Sadler
Gardner	Saunders
Greig	Shinn
Hannah	Slaughter
Humphrey	Taylor
Jones	Trimble
Judkins	Vennard
Kerr	Wall
Little	Wells (Drew)
Lowe,	Wildberger
Marlin	Wolf
Maxwell	

Those who voted in the negative were.

Anderson (Howard)	Hill (Jefferson)
Bostic	Hooper
Boston	McClelland
Bragg	Miller
Browning	Moore (Barnwell)
Casey	Moore (Woodruff)
Cochran	Rhea
Cleveland	Ruddle
Cluck	Rumph
Coffey	Russell
Dodson (Chesterfield)	Sharpe
Foster	Wells (White)
Fuller	Williams
Hendlee	Clr Speaker.
Hill (Calhoun)	

On the affirmative	37
On the negative	29
Not voting	24
	93

So the amendment was concurred in.

Pending the vote:

Clr Humphry sent to the clerks table the following explanation of his vote, and asked that it be spread upon the journal viz:

Mr Speaker: I vote aye. I do not indorse the bill entire, but the want of capital throughout the State is felt, and I believe by inducing capital to our state, and establishing manufacturing interests we thereby give employment to the laboring class and increase the revenues of the state. Sir, I do not look upon this as class legislation, as it is called by the opponents of the measure, but on

the contrary © believe it would redound to the rapid prosperity of the entire State and especially to the laboring Class, many of whom are to-day out of employment from the very fact that there are so few manufacturing establishments in our state.

Mr Judkins gave notice that he would at an early day move to reconsider the vote by which the House agreed to strike out section 1, of the bill of the House (H.R.106) entitled An act to provide for the publication of laws, proclamations, warning orders, and official notices, in the German language.

H.106

By unanimous consent:

On motion of Mr Durham,

The House passed to the consideration of the bill of the Senate (S.35.) entitled An act to validate mortgages or Crops.

Which was read a second time.

By unanimous consent,

Under a suspension of the rules,

The bill was read a third time and placed upon its passage.

The question being put,

Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative,

Were,

S.35.

Anderson (Howard)
Baker
Bone
Bostic
Broton
Bradford
Bragg
Browning
Carey
Cochran
Chaney
Cleveland
Cluck
Coffey
Durham
Dowell
Flippin
Fosher
Fuller
Fulton
Gardner
Gillin
Greig
Hannah
Headlee
Hill (Calhoun)
Hill (Jefferson)
Hooper
Humphrey
Jones
Judkins
Kerr
Maxwell
McClelland
McConnell
Miller
Morgan
Moore (Marshall)
Moore (Union)
Moore (Woodruff)
Orr
Powell
Rice
Robinson (Monroe)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Taylor
Tribble
Vandale
Wells (Drew)
Wells (White)
Wildberger
Williams
Wolf

Those who voted in the negative
were,

Anderson (of Newton)
Little
Rose

Hankins
Rule
The Speaker.

On the affirmative 60.
On the negative 6
Not voting 27

93.

So the bill was passed.

By unanimous consent,
Mr Wells of Drew, from the Committee on the Judiciary submitted the following report, which was received and read viz:

Mr Speaker; The Committee to whom was referred H.R. No 126. An act entitled "An act to define the duty of County Judges of the State of Arkansas, in Cases of Bastardy and vagrancy" have had the same under consideration, and herewith respectfully return it, with the recommendation that it do Pass.

The Constitution has taken the Jurisdiction of these Cases from Justices of the Peace, and vested it in the County Courts, And, this act being in accordance with the same, the Committee believe the bill should pass.

Wells of Drew.

H 126

Also, from the Committee on the Judiciary submitted the following report, which was received and read, viz:

Mr Speaker; The Committee on Judiciary to whom was referred H.B. No 92. an act entitled "An act to amend section 3720 of Gantt's Digest enlarging and extending the Jurisdiction of Justices of the Peace in certain Cases" have had the same under consideration, and herewith respectfully return it, with the recommendation that it do pass.

H 92

Wells of Drew.

Also Wells of Drew, also from the Committee on the Judiciary submitted the following report which was received and read viz:

Mr Speaker; The Committee on Judiciary to whom was referred S.B. No 71. An act entitled "An act to amend Section 4410 of Gantts Digest." have had the same under consideration, and herewith respectfully return it with the recommendation that it do pass.

S. 71.

Wells of Dred.

On motion of Mr Judkins.

The bill just reported was read a third time and placed upon its passage.

The question being put.

Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative,

Were,

Anderson (Howard)
Baker
Bane,
Banks
Boston
Bradford
Bragg
Brandring
Casey
Cochran
Chaney
Cleveland
Cluck
Coffey
Davis
Durham
Dowell
Filppin
Fisher
Fuller
Fulton
Gardner
Gillis
Greig
Hannah
Headlee
Hill (Cabaniss)
Hill (Jefferson)
Hollar
Humphry
Jones
Judkins
Kerr
Little
Lowe
Mankin
McClelland
McConnell
Miller
Mangum
Moore (Bradley)
Moore (Union)

Moore (Woodruff)
Orr
Powell
Rice
Robinson (Monroe)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter — Mr. Speaker.

None voting in the negative,

On the affirmative 65
On the negative none.
Not voting 28
93

So the bill was passed,

Mr. Wells of Dare, also from the Committee on the Judiciary submitted the following report which was received and read. viz:

Mr Speaker: The Committee on the Judiciary to whom was referred S. B. No. 78, An act entitled " an act prescribing and defining the duties of Justices of the Peace in certain cases", have had the same under consideration, and therewith respectfully return it with the recommendation that it do pass.

Wells, of Dare

On motion of Mr. Filippin,

The bill just reported was read a third time and placed upon its passage.

The question being put,

Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative, were

Anderson (Howard)	Judkins
Baker	Kent
Bond	Kittle
Beebe	Love
Burton	Martin
Bradford	McClelland
Bragg	McConnell
Breining	Morgan
Casey	Moore (Carroll)
Cochran	Moore (Union)
Chaney	Moore (Woodruff)
Cleaveland	Orr
Cluck	Powell
Coffey	Rice
Durham	Riddle
Dowell	Rumph
Elliott	Russell
Foster	Sadler
Fuller	Saunders
Fulton	Sharpe
Gardner	Shinn
Gillis	Slaughter
Greig	Trimble
Hannah	Wall
Headley	Wells (Drew)
Hill (Calhoun)	Wells (White)
Hoover	Wildburger
Humphrey	Wolf
Jones	Mr. Speaker

Those voting in the negative were,

Dodson (Newton)	Venable

In the affirmative,	73
In the negative,	2
Not voting,	33
	75

So the bill was passed.

By unanimous consent,

On motion of Mr. Slaughter,

Leave of absence was granted Mr. Allison of Monroe for ten days, from Tuesday

February 9. 1875.

Mr. Wells, of Drew, also, from the Committee on the Judiciary, submitted the following report, which was received and read, viz:

Mr. Speaker: The Committee on Judiciary to whom was referred H.R. No. 144, an act entitled "An act to change the time of holding the Circuit Court of Independence County," have had the same under consideration, and herewith respectfully return it, with the recommendation that it do pass.

(Wells, of Drew

On motion of Mr. Humphreys,

Ordered: That the bill just reported be engrossed, for a third reading and made special order for 11 o'clock A.M. of Thursday February 11th. 1875.

By unanimous consent,

On motion of Mr. Botts,

Leave of absence was granted Mr. Wildberger for one day.

Mr. Wells of Drew, also, from the Committee on the Judiciary, submitted the following report which was received and read, viz:

Mr. Speaker: The Committee on the Judiciary to whom was referred H.B. No. 65, an act entitled "an act to regulate the Salaries of Special Judges," - have had the same under consideration, and herewith respectfully return it with the recommendation that it do pass, after adding an additional section, as follows: "That all laws in conflict herewith, are hereby repealed, and this

Act shall take effect and be of force from and after its passage"

(Wells of Trews.

On motion of Mr. Filippin,

The report was adopted, and the amendment recommended by the committee was accordingly adopted)

And,

On motion of Mr. Humphrey,

The bill was read a third time and placed upon its passage.

The question being put,

(Shall the bill pass?

It was decided in the affirmative,

Those who voted in the affirmative were:

Anderson (Howard)	Suttle
Baker	Swan
Beebe	Martin
Booker	Morgan
Bowden (Newton)	Moore (Woodruff)
Burkpile	Orr
Bussell	Powell
Filippin	Rice
Foster	Ruddle
Fuller	Rumph
Fulton	Sadler
Gardner	Shinn
Gillis	Slaughter
Greig	Trimble
Hannah	Wall
Headley	Wells (Drew)
Hoover	Wells (White)
Humphrey	Wolfenberger
Jones	Wolf

Mr. Speaker

Those voting in the negative were:

Bradford	Kerr
Brumley	McConnell
Casey	Moore (Carroll)
Cochran	Moore (Union)
Cleaveland	Russell
Cluck	Sanders
Coffey	Sharpe
Hill (Cochran)	Venable

Williams.

In the affirmative	39
In the negative	17
Not voting	32
	93

So the bill was (passed.)

And then,

On motion of Mr. Rice,

The House, at 11 Oclock and 17 minutes P. M.

Adjourned

A. A. Pennington
Speaker.

J. H. Spaulding
Clerk.

Tuesday Morning.
February 9th 1858.

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names:

Anderson (Edward)	Browning
Baker	Burns
Base.	Casey
Beattie	Cochran
Boston	Cravens
Bradford	Cleaveland
Bragg	Cluck

Caffey
Coleman
Collins
Dodson (Newton)
Durham
Darnell
Flippin
Foster
Fuller
Fulton
Gardner
Gillis
Greig
Hickson
Hannah
Headlee
Hill (Calhoun)
Hill (Jefferson)
Hooper
Humphry
Jones
Judkins
Key
Little
Lowe
Mashburn
Maxwell
McClelland
McConnell
McRae
Miller
Morgan
Moore (Barnwell)
Moore (Union)
Moore (Woodruff)
Orr
Powell
Rice
Rhea
Robinson (Dooly)
Robinson (Monroe)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shirer
Slaughter
Taylor
Trimble
Venable
Wall
Wells (Dorn)
Wells (White)
Wilbanks
Williams
Wise
Mr. Speaker.

A quorum of the House present.

Prayer by the Chaplain.

On his own motion Mr. Grimm was granted leave for the day.

On motion of Mr. Greig, Hon. B. J. Brown of Crawford County was invited to a seat within the Bar of the House.

By unanimous consent:

H 195 Mr. Orr introduced (H.R. No. 195.)
"An act to fix the salary of Probate and County Judge of the County of

Miller."

The bill was read the first time.

And,

On motion of Mr Orr,

The rules were suspended,

And,

The bill was read a second time.

And,

On motion of Mr McConnell,
The bill was referred to the Committee on the Judiciary.

By unanimous consent:

Mr Martin introduced (H Act 0196.)
"An ach to legalize the action of the supervisors Court, of Dooley County in the purchasing of the County site."

The bill was read a first time.

And,

On motion of Mr Martin,

The rules were suspended,

The bill was then read a second time, and referred to the Committee on the Judiciary.

By unanimous consent;

Mr Sanders asked, and obtained leave of the House to introduce the following resolution,

"Which was received, read, and adopted,

Whereas. Oak has been made known to me by a member of the jury of inquest held over the body of a Convict (To wit, Reuben T. Cunningham. who died in the Penitentiary on Saturday) on Sunday last. that said Coroner's Jury failed to agree as to the cause or causes of the death of said convict. Therefore. "Be it made that a select committee of five be appointed by the Speaker. whose duty it shall be to make a diligent inquiry into the discipline and management of said State Prison, and report to this House at an early day as practicable, the amount and kind of food, clothing and medical treatment furnished the convicts confined in said Penitentiary, and to ascertain the number of hours each convict is required to work each day; also, to inspect the condition of said Penitentiary buildings; and further to ascertain whether the Contractors or lessees have violated their contract with the State; and in order to enable said Committee to ascertain the facts in the premises, they shall have free access to the Prison grounds, and have power to send for persons and papers.

The Speaker named the following as the special committee as provided for by the foregoing resolution.

Sanders of Gardner
Rice Greig
Frierson.

By unanimous consent.

Mr Boston asked and obtained leave to introduce the following resolution

Which was received, read, and adopted, viz;

"Whereas, It has come to the knowledge of the members of this House, through the Public Press and otherwise, that at Medford Station, Dooly County, of this State, on the 26th ult; two peaceful and respected citizens of this State, Hon. Samuel D. Mallory, of Jefferson, and Wm McQueen of Pulaski County, while peacefully attending to their own business, were fired on with the intention of taking their lives, for no other reason than that they (the would be assassins) disagreed with them in politics, knowing Hon S.D. Mallory, to be a republican, and supporting said McQueen and Hon. Geo Haycock, republican member of the Senate now in session; and, whereas, it appears from the reported statement of C.D. Sample, one of the would be assassins is an officer of high rank in the militia of this state, and this friend and confederate, Walker Duggins is sworn to wear such honors; and, Whereas, it appears from the statements of said McQueen, one, of the parties attempted to be assassinated, that the immediately swore out a warrant for their arrest, but that the officer failed to arrest them, stating they had fled to Lincoln County; and, whereas, it has been the unvarnished boast of the democratic party of this State, that the present, Administration is sufficient to enforce the laws, and has promised equal justice and protection to all classes of citizens regardless of political differences, or previous condition of servitude; and that public offenders, No matter to what political party they may belong, shall be brought to speedy justice; and, whereas, the republican people of this State look anxiously to see these promises fulfilled; and, whereas, the people look to the members of this General assembly to secure their

protection under the general government; therefore, be it

Resolved, That a committee of three be appointed to investigate, and ascertain if any steps have been taken to secure and bring said desperadoes to justice, and report what legislation is necessary to secure to peaceful republican citizens of this State protection in their lives and property, while engaged in the peaceful pursuit of business."

The Speaker announced the following as the select committee as provided for in the foregoing resolution, viz:

Burton Filspin and Hannah

The hour of 10 o'clock and 30 minutes A.M. having arrived,

The House proceeded to the consideration of the special order for that hour being Senate substitute for House Memorial No 25. a Memorial to the General Assembly of the State of Missouri, praying the repeal of the Mattis law, approved March 25th 1874.

S.S. No 25 H.M.

On motion of Mr Williams of Washington the Memorial was placed on its third reading and passage.

The question being put,

Shall the Memorial pass?

It was decided in the affirmative,

Those voting in the affirmative,

None,

Anderson (Howard)
Baker
Boone
Boothe
Boston
Bradford
Bragg
Burns
Causey
Cochran
Chaney
Cleveland
Clerk
Corbey
Coleman
Collins
Dodson (Clenton)
Durham
Daniell
Dilpkins
Fisher
Fuller
Fulton
Gardner
Gillis
Greig
Hannah
Headlee
Hill (Oldham)
Hill (Jefferson)
Knauer
Humphrey
Jones
Judkins
Kerr

Little
Love
Martin
Maxwell
McClelland
McConnell
Miller
Morgan
Moore (Conrad)
Moore (Union)
Moore (Woodruff)
Orr
Powell
Rhea
Robinson (Dicks)
Robinson (Monroe)
Rudder
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Trimble
Venable
Wall
Wells (Drew)
Wells (White)
Williams
Wolf

All Speaker.

Those voting in the negative.

On the affirmative 69
On the negative 26
Chair voting 1
96.

So the memorial was passed.

H189

The House passed to the consideration of the further special order set for the above hour, being the consideration of the bill of the House (H R 189) entitled An act for the relief of L D Leigh.

On motion of Mr Ballinger,

The House resolved itself into the committee of the Whole House for the further consideration of the bill.

After some time spent therein,

The Speaker resumed the Chair,

And,

Mr Slaughter reported that the committee having according to order had under consideration the bill of the House (H R 189) entitled An act for the relief of L D Leigh, had made progress therein and recommended that the bill be referred to the Committee on the Judiciary

The report of the Committee was adopted and the bill was accordingly referred to the Committee on the Judiciary.

On motion of Mr Rice,
Leave of absence was granted Mr Headlee from Friday February 12th 1875 to Thursday February 25th 1875.

And then,

On motion of Mr Gillis,

The House at 11 Oclock and 25 minutes A.M. —Adjourned.—

J. N. Gantling
Clerk.

A. A. Bennington
Speaker.

Wednesday Morning
February 10th 1875.

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names:

Anderson (Howard)
Badird
Boaz
Bourke
Boykin
Bradford
Bragg
Browning
Burns
Casey
Cochran
Chaney
Cleveland
Clack
Coffey
Collins
Dodson (Newton)
Durham
Duvall
Slippin
Forney
Fuller
Fulton
Gardner
Gillis
Greig
Hannah
Headley
Hill (Calhoun)
Hill (Jefferson)
Hoover
Humphry
Jones
Judkins
Kea

Mr Speaker.

Lide
Lowe
Martin
Maxwell
McClelland
McCormell
Miller
Morgan
Moore (Conecuh)
Moore (Union)
Moore (Woodruff
Orr
Powell
Putman
Rice
Rhea
Robinson (Dooly)
Robinson (Monroe
Reddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Taylor
Trimble
Venable
Ward
Wells (Dallas)
Wells (White)
Wildberger
Williams
Wood

A quorum present.
Prayer by the Chaplain.
The Journal of the preceding day was read and approved.

Under the rule;

Mr Judkins from the Committee on Engrossed Bills made the following report. which was received and read. viz;

Mr Speaker: Your Committee on Engrossed Bills have had under consideration H R No 147. An act entitled "An act to reestablish the boundary line between the Counties of Johnson and Pope." and find said Bills correctly engrossed.

Respectfully Submitted.
J B Judkins.
Chairman.

H R 147

On motion of Mr Dodson of Newton, the House proceed to the consideration of the special order set for 11 Oclock AM of the preceding day, being the consideration of the Bill of the House H R 147. entitled "An act to reestablish the boundary line between the Counties of Johnson and Pope.

Which was read a third time and placed upon its passage.

The question being put.
Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were.

Anderson (Howard)	Judkins
Avera	Kerr
Baker	Little
Boaz	Lowe
Bradford	McClelland
Bragg	McConnell
Brabham	Miller
Burnett	Morgan
Casey	Moore (Cornell)
Cochran	Moore (Union)
Chaney	Moore (Woodruff)
Cleveland	Orr
Cluck	Powell
Coffey	Rice
Coleman	Rhea
Dodson (Newton)	Robinson (Dacha)
Durham	Ruddle
Dowell	Rumph
Dilspin	Russell
Dicker	Sanders
Fuller	Sharpe
Fulton	Shinn
Gardner	Slaughter
Greig	Trimble
Hannah	Truesdale
Headlee	Wade
Hill (Calhoun)	Wells (Drew)
Hill (Jefferson)	Wells (White)
Hooker	Wildberger
Humphrey	Williams
Jones	Mr Speaker.

Voting in the negative. Mr Sadler.

So the affirmative	64
So the negative	1
Not voting	30
	95

So the bill was passed.

On motion of Mr Manning, Leave of absence was granted Mr T J Pierce, the Journal clerk of the House for one day on account of sickness.

On motion of Mr Little,

S. 156 The House passed to the consideration of the bill of the Senate (S. 156.) entitled An act to provide for filling township offices in the case of the formation of new townships, and of the change of the boundary lines between townships.

Which was read a second time.

By unanimous consent,
Under a suspension of the rules,

The bill was read a third time and placed upon its passage.

The question being,
Shall the bill pass?

It was decided in the affirmative:

Those who voted in the affirmative were:

Anderson (Howard)
Avery
Baker
Bode,
Bookie
Boston
Bragg,
Brantley
Burns
Casey
Cochran
Chaney
Cleveland
Clever
Coffey
Coleman
Dodson (Chewton)
Durham
Farrell
Filippin
Fosher
Fuller
Fulton
Gardner
Greig
Hannah
Headlee
Hill (Calhoun)
Hill (Jefferson)
Hoover
Humphry
Jones
Judkins
Kerr
Little
Love
Markin
Maxwell
McClelland
McConnell
Miller
Morgan

Moore (Carroll) Slaughter
Moore (Union) Taylor
Moore (Woodruff) Grimsley
Orr Venable
Powell Wall
Rice Wells (Drew)
Shea Wells (White)
Suddeth Wildeanger
Rumph Williams
Russell Wood
Sadler
Shinn Mr Speaker.

Voting in the negative Mr Sanders.

On the affirmative 69
On the negative 1
Not voting 27
98

So the bill was passed.

Under the rule:

Mr Judkins from the committee on Engrossed Bills, made the following report, which was received and read viz:

Mr Speaker: Your Committee on Engrossed Bills have under consideration H.R. No 43. An act entitled "An act to authorize the several Counties in this State to fund their outstanding indebtedness" and find said bill correctly engrossed.

Respectfully submitted.

D B Judkins
Chairman.

By unanimous consent:

Mr Wells of White, gave notice of the introduction of a bill to be entitled An act to prevent the sale of and dealing in spirits within two miles of Del Rio (White County Arkansas.)

By unanimous consent,
On motion of Mr Durham.
The House proceed to the consideration of the special order for 2 Oclock and 30 minutes PM of the preceding day, being the consideration of the bill of the House,
H.R. 43. (H R 43.) entitled An act to authorize the several Counties in this state, to fund their outstanding indebtedness,
Which was read a third time, and placed upon its passage.
The question being put,
Shall the bill pass?
It was decided in the affirmative,
Those who voted in the affirmative
were,

Anderson (Howard)	Hannah
Avera	[illegible]
Baker	Hill (Jefferson)
Boston	Hooker
Bradford	Humphrey
Bragg	Jones
Brabbing	[illegible]
Burns	J Kerr
Caseey	Little
Cochran	Lowe
Cleveland	Martin
Coffey	Maxwell
Collins	Morgan
Dodson (Dewlon)	Moore (Martin)
Durham	Orr
Dowell	Rice
Dupkin	Rhea
Forbes	Robinson (Denha)
Fuller	Ruddle
Fulton	Rumple
Gardner	Shinn
Greig	Slaughter
Hixson	Taylor

Grimsley
Grinnell
Grace
Wells (Green)
Wildberger
Williams

Mr Speaker

Those who voted in the negative were,

Chaney
Cheney
Hill (Calhoun)
Judkins
McClelland
McConnell
Millen
Moore (Carroll)
Moore (Woodruff)
Powell
Rynearl
Sadler
Sanders
Wells (White)
Wood

On the affirmative 67.
On the negative 15.
Not voting 27.
99.

So the bill was passed

By unanimous consent;

On motion of Mr McConnell,

The House passed to the consideration of the bill of the Senate (S. 159.) entitled An act to relieve the tax-payers of this State, and to suspend the enforcement of the collection of taxes for the years 1873. and 1874.

Which was read a second time,

And,

On motion of Mr McConnell,

Was referred to the Committee of Ways and Means,

A message from the Senate by Mr Thomas H. Newton, their Reading

Senate Chamber,
Feby 10th 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the adoption by the Senate of a Concurrent Resolution in regard to the death of the Hon J. W. Dillingham late Senator of the 14th Senatorial district"

And respectfully ask your early attention to the same.

Respectfully
Thomas O. Newton.
Secretary.

By unanimous consent,

H. 195. Mr. Collins introduced a bill (H. R. 195) entitled

"An act to regulate the collection of taxes for the years 1873 and 1874."

Which was read a first time.

By unanimous consent,

Under a suspension of the rules,

The bill was read a second time.

And,

On motion of Mr. Wells, of Dover,

Was referred to the committee of Ways and Means.

By unanimous consent,

On motion of Mr. Headlee,

The House passed to the consideration of the following Concurrent resolution of the Senate, which was read and agreed to, viz:

Whereas, The inscrutible council of the Most High hath decreed that our associate and fellow Senator the Hon. John W. Williams, of Phillips County should leave the field of his earthly labors and enter into the rest prepared for those who love God; therefore, be it

Resolved by the Senate of the State of Arkansas the House of Representatives concurring therein, That in the death of Hon. John W. Williams, the General Assembly has lost an earnest, faithful and efficient member, his race a sturdy, honest and heroic champion, and his church a devout and pious minister and that all these virtues have been all exemplified by him and recognized by the members of this assembly.

Resolved, That out of the profound respect which we, as a body as well as individually, feel for the deceased, the two houses of this General Assembly do adjourn at 11 o'clock A.M. to day for the purpose of attending the funeral of the deceased and that the two houses attend in a body the funeral of the deceased Senator.

Resolved, That a joint Committee of three from the Senate and five from the House be appointed to make arrangements for the funeral of the deceased Senator, and that said Committee be instructed to report forthwith.

Whereupon,

The Speaker appointed as such Committee on the part of the House Messrs. McConnell, Grissom, Browning, Burkhalter and Maxwell.

Mr. Humphreys moved that the Committee on the Judiciary be instructed to report at an early day on the resolutions heretofore adopted by the House, request

ing that Committee to report whether or not the railroad lands of the State are subject to taxation.

Mr. Wells, of Dent, moved as a substitute that the Committee be relieved from that responsibility.

Mr. Humphrey asked for the yeas and nays.

The question being put,

It was decided in the negative.

Those who voted in the affirmative were:

Bradford
Ellis
Dodson (Newton)
Dowell
Filppin
Foster
Fulton
Hannah
Little
Rice
Robinson (Dent)
Ruddle
Sadler
Wells (Knox)
Wildberger
Williams
Wolf.

Those voting in the negative were:

Anderson (Howard)
Auer
Baker
Boston
Bragg
Burns
Cassell
Cochran
Chaney
Cleaveland
Clinck
Cobbey
Fuller
Gardner
Gillis
Greig
Hill (Carlton)
Hill (Jefferson)
Hoover
Humphrey
Judkins
Kent
Love
Martin
McClelland
Morgan
Moore (Carroll)
Moore (Union)
Orr
Powell
Rhea
Rumph
Russell
Saunders
Sharp
Shinn
Slaughter
Trimble

Venable	Wells (White)		
Wall	Mr. Speaker		
	In the affirmative	17	
	In the negative	40	
	Not voting	36	
		93	

So the substitute motion was not agreed to.

The question recurring on the motion that the Committee on the Judiciary be instructed to report at an early day on the resolution heretofore adopted by the House, requesting that Committee to report whether or not the railroads lands of the state are subject to taxation,

It was agreed to.

A message from the Senate by Mr. Thomas W. Newton, their Secretary:

Senate Chamber,
Feby. 10th. 1875

Mr. Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate bill No. 187, entitled "An act making an appropriation to procure a confirmation of lands donated by Congress to the State," — and herewith respectfully submit the same.

Thomas W. Newton,
Secretary.

Also, a further message.

Senate Chamber
February 10th. 1875

Mr. Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate bill No. 194, entitled "An act providing for change of venue

in criminal cases before Justices Courts
Also,
A Senate bill No. 139, "An act fixing
d/139 the fees of State Senate and for other pur-
poses."
And herewith respectfully submit the
same.
Thomas W. Newton.
Secretary.

Also. A further message.
Senate Chamber.
Feby. 16th. 1875
Mr. Speaker.
I am instructed by the Senate
to inform your honorable body of the
passage by the Senate of Senate bill
d/50 No. 50. entitled "An act to amend the
laws of this State concerning dower and
administration"
And herewith respectfully submits
the same.
Thomas W. Newton,
Secretary,

Also, a further message.
Senate Chamber?
February 16th. 1875
Mr. Speaker?
I am instructed by the Senate
to inform your honorable body of the
passage by the Senate of Senate bill
d/85 No. 185 entitled" an act to amend Section
One of an act to protect Levees of Mis-
sissippi County from injury from wagons
and other vehicles"
And herewith respectfully submit
the same.
Thomas W. Newton
Secretary.

By unanimous consent?
Mr. Trimble, from the Committee on Education
made the following report, which was

received, and read, viz:

Mr. Speaker:

The Committee on Education to whom was referred H.B. No. 1077, an act entitled "an act in reference to the meeting of the Board of Trustees of the Arkansas Industrial University", have had the same under consideration, and herewith respectfully return it, with the recommendation that it do pass.

Trimble, Chairman.

Mr. Trimble, also, from the Committee on Education, submitted the following report which was received and read, viz:

Mr. Speaker:

In compliance with a resolution of your honorable body it is made the duty of the Committee on Education to examine into the condition and management of the Arkansas Deaf Mute Institute, The Committee beg leave to state that they have visited said Institution, and herewith submit the following report.

The Institute is beautifully located, one and a quarter miles west of the city. The buildings at present consist of two detached wings, no steps having yet been taken to put up the central structure. The fourty seventy one pupils enrolled at the Institute, were divided into four classes, ranging from first to ten years time) under instruction. The first class years of the course are spent principally, in teaching them to write the English language correctly. The studies pursued in the highest classes were, U.S. History, Geography, Composition and Arithmetic. Very complicated examples in fractions and interest were readily solved, and we believe that notwithstanding the difficulties under which their labor, especially in the use of language, their progress in education compares favorably with hearing children -

who have been the same length of time under instruction.

We visited the shoe shop where a part of the boys are taught the trade of shoe-making, a portion of each day. There work was performed in a very creditable manner. The pupils spend six hours a day in the school rooms, and are required to spend about three hours each day in manual labor.

Nearly all the work about the institute is performed by the pupils and officers; and we believe that, Nos great economy is practiced as is consistent with efficiency. The pupils all appeared cheerful, and happy, and when we consider the great change and education works in them, in making them intelligent and useful members of society, we believe the institution is doing a great and noble work for this unfortunate class.

In conclusion your Committee would state, that, we were sorry to learn of the serious financial embarrassment of the Institute resulting from the depreciation in the value of the appropriation made for its support; and would recommend that prompt and liberal legislative action be taken, to sustain this noble State institution.

All of which is respectfully submitted

Trimble.

Chairman.

Mr Trimble also from the committee on Education made the following report which was received and read, viz:

Mr Speaker: The Committee on Education

H.B. 149 to whom was referred H.B. No 149, an act entitled "An act to authorize the State Board of Finance to bond the school fund hereafter paid into the State Treasury on Auditors Warrants, or Treasurers Certificates have had the same under consideration and

herewith respectfully return it, with the recommendation that it do pass.

Trimble.
Chairman.

By unanimous consent.

Mr Trimble, from the Committee on Claims submitted the following report, which was received and read, viz:

Mr Speaker: The Committee on Claims to whom was referred H. B. No 77, have had the same under consideration, and herewith respectfully return it, with the recommendation that it do not pass.

Trimble.
Chairman.

On motion of Mr Trimble the further consideration of the bill last reported was indefinitely postponed.

By unanimous consent:

Mr McConnell from the Joint Committee appointed to make arrangement for the funeral of Senator John D Williams deceased, made the verbal report that the Committee had made arrangements for the funeral to take place in the Hall of the House of Representatives at the hour of 12 o'clock M.

By unanimous consent:

Mr Humphry from the Committee on Auditors and Treasurers Books, submitted the following report, which was received and read, viz:

Mr Speaker: The Committee on Auditors and Treasurers Accounts to whom was referred Resolution, instructing

the Committee to inquire into the amount drawn $16000 00/100 on the amount appropriated to erect Lunatic Asylum buildings approved April 19th 1873. have had the same under consideration, and therefore respectfully, Report that the Committee find it was drawn under a resolution adopted by the board, to pay for certain lands a site upon which to build.

T. C. Humphry.
Chairman.

Under a suspension of the rules for that purpose,

Mr. Judkins presented the following Memorial of Lion Silverman of Jefferson County, which was read, viz:

To the General Assembly of the State of Arkansas:

Your memorialist Lion Silverman of Pine Bluff, Jefferson County, Arkansas, respectfully represents, that during the late trouble in this State, arising out of the contest for the Governorship of the State he furnished supplies and materials to Genl. A. King, Ulrike's command, to the amount of $3000 as set forth by the accompanying vouchers — That his claim was presented to the Military Board appointed by the Legislature in Extraordinary Session, but was disallowed on account of there being an adverse claim to the property furnished. Memorialist has never received any pay for said articles and materials so furnished, and now prays that said amount of $3000 be allowed him, and an appropriation be made for that purpose. And as in duty bound he will ever pray &c.

Lion Silverman.

State of Arkansas }
County of Pulaski }

On this day personally appeared before me, P D English, United States Commissioner for the Eastern District of Arkansas, Lion Silverman to me personally well known, who, being duly sworn, on oath says: That the annexed account for $800.00 is just and correct; that the supplies were furnished, and the property damaged to the amount charged. That the same was allowed by a Board of arbitration appointed by General H. King White, and that the prices charged for the same are the fair and just prices for the same in United States currency, in the locality, and at the time, they were furnished, and property damaged.

Lion Silverman.

Sworn to, and subscribed before me this 17th day of June 1874.

P.D. English.
U.S. Commissioner.
Eastern Dist. Arkansas.

Price Bluff, June 2d 1874.

State of Arkansas Dr
To Lion Silverman.

To value of supplies and material furnished for use of Genl. White's Command to date as per award of appraisers appointed by agreement with Genl. H. King White $800.00

I hereby certify that the above bill is just and true, to the best of my knowledge and belief so help me God.

Lion Silverman.

Subscribed and sworn to before me this 3d day of June A.D. 1874.

D. A. Parman. J.P.

Approved. H. King White.
Maj. Genl. Com.

I have this day appointed W D Blocher my attorney in fact, and empower him to collect from the State of Arkansas, my claim on said State of Arkansas for Three Thousand dollars, due me for supplies and damage to property. And I hereby authorize him to sign my name to all Receipts, Vouchers, or other papers necessary, and to receive for me all moneys, bonds, warrants, or securities of any kind issued in paymnt of my said claim, hereby ratifying all that my said attorney may do in the premises.

Witness my hand at Little Rock, Pulaski County, Arkansas, this the 17th day of June 1874.

Lion Silverman.

State of Arkansas
To L. Silverman. Dr

For.
Value of supplies and material furnished to Maj Gen'l Hindman's Command to date as per award of appraisers appointed by agreement with Gen'l Hindman. $3000.00

Pine Bluff June 5th 1874.

I certify that the above account is correct and just, that the services were rendered as stated, and that the articles enumerated were furnished for the use of the Quartermaster's, Commissary, and Ordinance departments of the Eastern Division Arkansas State Guards.

Signed in Triplicate Samuel G. Franklin.
Col & A.Q.M. and A.C.S.

Mr Boston moved that the further consideration of the memorial be indefinitely postponed.

Which was not agreed to.

Yeas.

On motion of Mr Judkins the memorial was referred to the Committee on Claims.

The Hour of 11 Oclock A.M. having arrived.

The Speaker in accordance with the previous order, declared the House adjourned until 9 Oclock A.M. on the Morrow.

A. A. Pennington
Speaker

J. M. Spaulding
Clerk.

Thursday Morning,
February 11th 1875.

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names:

Anderson (Howard)
Avery
Baker
Bane
Boston
Bradford
Bragg
Branding

Byrne
Casey
Cochran
Cheney
Cleveland
Cluck
Cobb
Collins

Dodson (Newton)
Durham
Dowell
Flippin
Foster
Fuller
Fulton
Gardner
Gillis
Greig
Hannah
Hill (Calhoun)
Hill (Jefferson)
Hooker
Humphry
Jenkins
Kerr
Little
Love
Martin
Maxwell
McClelland
McConnell
Morgan
Moore (Conrad)

Moore (Lincoln)
Moore (Woodruff)
Orr
Poe
Powell
Rice
Rider
Robinson (Desha)
Ruddle
Rumph
Russell
Saddler
Sanders
Sharpe
Shinn
Slaughter
Taylor
Trimble
Vandike
Wall
Wells (Drew)
Wells (White)
Wildeneger
Williams
Wolf
Ellis Speaker.

A quorum being present.

Prayer by the Rev George W. Donnelly. of White County.

The Journal of the preceding day was read and approved.

By unanimous consent;

The House under the order of unfinished business passed to the consideration of the special order for 10 o'clock AM of the preceding day, being the consideration of the bill of the House (H R 31.) entitled An Act to provide for building bridges on the public roads of this State.

N 31

Mr Bragg in accordance with notice, moved to reconsider the vote by which the House agreed to amend the bill by providing that bridges of thirty feet and upwards be built at the expense of the County.

After debate.

Mr Humphry moved the previous question which was seconded, and under the operation thereof, the motion to reconsider was agreed to.

The question then being on the motion that bridges of thirty feet and upwards be built at the expense of the County.

Mr McBane of Union, moved that the motion be amended by striking out the word "thirty" and inserting in lieu thereof the word "fifty."

After debate.

Mr Dunham moved the previous question, which was seconded, and under the operation thereof the motions were disagreed to.

Mr Judkins moved that the bill be amended by adding the following provisos;

Provided, That it shall be in the discretion of the County Court, when it may be deemed necessary to provide for the building of bridges of the length of sixty feet and under, at the expense of the County.

After debate.

Mr Humphry moved the previous question, which was seconded, and under the operation thereof the motion was agreed to.

Mr Boston moved that the bill be further amended by adding the words "That it shall be left with the roads, who shall be required to work the roads."

Which was not agreed to.

Mr Sadler moved that the bill be further amended by striking out, in section 4. line 1. all after the word "that" to and including all of line 7.

Which was agreed to.

Mr Darnell moved that the bill be further amended by providing "That in case bridges of the second class have to be built across mountain streams that require very costly bridges of that class that the question of the building of the bridges shall be left to a vote of the electors on such road section."

Which was not agreed to.

Mr Slaughter moved that the bill be further amended by providing that for building bridges of the third class the County Court shall furnish the plank for all bridges over ten feet in length.

Which was agreed to.

Mr Bragg moved that the bill be engrossed for a third reading and be made the special order for 10 oclock A.M. of Saturday, February 13th 1875.

Mr Collins moved as a substitute that the further consideration of the bill be indefinitely postponed.

Which was not agreed to.

The question recurring on the motion that the bill be engrossed for a third reading and be made the special order for 10 o'clock A.M. of Saturday February 13th 1875.

Pending which.

On motion of Mr Gardner.

The bill was further amended, by adding to section 5. the following words viz:

"That where it shall be necessary to build bridges of thirty feet and over in length it shall be the duty of the overseer of such road district to inform the County Court thereof, and the Court shall in their discretion proceed to make the necessary appropriation to furnish the flooring and banisters for such bridge or bridges."

The question again recurring on the motion that the bill be engrossed for a third reading, and be made the special order for 10 Oclock A.M. of Saturday February 13th 1875.

It was agreed to.

By unanimous consent;

On motion of Mr Slippin,

The Committee on Engrossed Bills were instructed to insert the amendments adopted to the bill in the proper sections and to make correction in the phraseology without altering the sense of the Bill.

Under the rule,

Mr Judkins from the Committee on Engrossed Bills, submitted the following report, which was received and read viz:

Mr Speaker:

Your Committee on Engrossed Bill have had under consideration

H.131. H R No 131. An Act entitled An act to establish the law of forcible entry and detainer, and repealing section 2932 to section 2950 of Gantts Digest, and find said bills correctly engrossed.

Respectfully submitted.

J. B. Judkins.

Chairman cm.

Under the order of unfinished business:

The House passed to the consideration of the special order for 10 o'clock A.M. of the preceding day, being the consideration of the bill of the House (H R 131) entitled An act to establish the law of Forcible Entry and Detainer, and repealing section 2932 to section 2950 of Gantts Digest.

Which was read a third time, and placed upon its passage.

The question being Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative

Were,

Anderson (Howard)
Avera
Baker
Bane
Bradford
Brady
Brabbing
Burns
Carey
Cochran
Chaney
Cleveland
Cluck
Coffey
Collins
Dadson (Newton)
Durham
Flippin
Fisher
Fuller
Fulton
Gardner
Gillis
Greig
Hannah
Hill (Calhoun)
Hosier
Humphrey
Jenkins
Kerr
Little
Lowe
Martin
McConnell
Morgan
Moore (Union)
Moore (Woodruff)
Orr
Poe
Powell
Rice
Rhea
Robinson (Perry)
Ruddell
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Taylor
Tinnon
Weaver
Ward
Wells (Drew)
Wells (White)
Wildenger
Williams
Wood
Mr Speaker.

None voting in the negative.

In the affirmative	61
In the negative	
Not voting	32
	93.

So the bill was passed

Under the rule:

Mr Jenkins from the Committee on Engrossed Bills submitted the following report which was received and read viz:

Mr Speaker:

The Committee on Engrossed Bills to whom was referred H.R. No. 160. An act entitled "An act to redistrict the State for Congressional purposes" beg leave to state they have had the same under consideration and find the same correctly engrossed.

All of which is Respectfully submitted.

J. B. Judkins.
Chairman.

H. 160.

Under the order of unfinished business;

The House passed to the consideration of the Special order. set for 10 o'clock A.M. of the preceding day. being the consideration of the bill of the House (H.R. 160) entitled An act to redistrict the State for Congressional purposes.

Which was read a third time and placed upon its passage.

The question being put,

Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were.

Anderson (Kennard)
Averill
Baker
Bradford
Bragg.
Browning
Burns
Carey
Cockran
Chaney
Durham
Fuller
Fulton
Gardner
Gillis
Greig
Hardison
Hanner
Humphry
Judkins
Kerr
Little
Love
Martin

McClelland
McConnell
Morgan
Neade (Union)
Neave (Woodruff)
Powell
Rhea
Robinson (Decha)
Rudder
Russell
Sadler
Shaw of Sharpe
Shinn
Slaughter
Snyder
Trimble
Wall
Wells (Orew)
Wells (Wichita)
Wilderenger
Wolf
Mr Speaker.

Those who voted in the negative

Mr. Baze
Beardsley
Buck
Caffey
Collins
Dodson (Chewton)
Dowell
Flippin
Foster
Hill (Calhoun)
Keane (Bennett)
Orr
Rice
Rumph
Sanders
Saunders
Williams

On the affirmative	46
On the negative	17
Not voting	30
	93

So the bill was passed pending the vote;

Mr Beardsley (when his name was called) sent to the Clerks desk the following explanation of his vote, and asked that it be spread upon the Journal viz:

Mr Speaker:- I vote no because I consider a sacrafice of my County (Grant) has been made by this Bill, my County having been cut off from her old district

(the third) against the earnest Protest of her Representatives and against her Peoples Praiseh. The Subject of said gerrimandering being to satisfy a certain locality at the expense and sacrifice of Saunders.

Mr Bragg moved that the rules be suspended for the purpose of receiving reports from the Committee on Roads and Highways.

Which was not agreed to. (two thirds of the members present not voting therefor)

Under the rule:

Mr Judkins from the Committee on Engrossed Bills, submitted the following report, which was received and read, viz:

Mr Speaker: Your Committee on Engrossed Bills, to whom was referred the bill
H.144. of the House (H.B No 144.) entitled An act to change the time of holding the Circuit Court of Independence County.

Also the bill of the House
H.145 (H.B 145.) entitled An act to prevent persons from persuading minors from their parents or guardians, report the same correctly engrossed.

J B Judkins
Chairman.

Under the order of unfinished business:

The House passed to the consideration of the special order set for 11 o'clock and 30 minutes A.M. of the preceding day, being the consideration of the bill of the House, (H.B 145.) entitled An act to prevent persons from persuading minors from their pa-

rents or guardians.

Which was read a third time and passed upon its passage.

The question being put,

Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were,

Anderson (Howard)
Avern
Bode
Boehm
Bradford
Bragg
Broadrup
Burnett
Casey
Cochran
Cheney
Cleveland
Coffey
Collins
Dodson (Newton)
Durham
Dowell
Filbert
Foster
Fuller
Fulton
Gardner
Gillis
Greig
Hannah
Hill (Calhoun)
Hoover
Humphrey
Judkins
Kerr
Little
Markin
Maxwell
McClelland
McConnell
Mangan
Moore (Barnes)
Moore (Union)
Moore (Woodruff)
Orr
Pace
Parnell
Rice
Rhea
Riddle
Rumph
Purcell
Sadler
Saunders
Sharpe
Skinner
Slaughter
Taylor
Trimble
Trotter
Wells (Drew)
Wildberger
Williams
Wolf
Orr, Speaker.

Nays in the negative.

Orr, Clerk.

On the affirmative	61
On the negative	31
Which included	93

So the bill was passed

Mr. Bleck sent to the Clerks table the following explanation of his vote on the passage of the above bill, and asked that it be spread upon the Journal.

Mr. Speaker: On explanation of my vote on the passage of this bill, I wish to state that in my opinion this act will only become a dead letter upon the statute book, as the present existing law on kidnapping covers all the ground necessary to be occupied in the premises. We are pledged — or ought to be — to economy, retrenchment and reform; then why burden the Journals with superfluous matter, or worthless laws.?

The House passed to the consideration of the special order set for 11 o'clock A.M. being the consideration of the bill of the House H.B. 144 entitled An act to change the time of holding the circuit Court of Independence County.

Which was read a third time and placed upon its passage.

The question being put.

Shall the bill pass?

It was decided in the affirmative

Those who voted in the affirmative,

Were,

Anderson (Howard)	Kerr
Arena	Little
Baker	Lowe
Boaz	Maxwell
Boston	McClelland
Bradford	McConnell x
Bragg	Morgan
Browning	Moore (Carroll)
Burns	Moore (Union)
Casey	Moore (Woodruff)
Chaney	Orr
Cleaveland	Poe
Cluer	Rice
Coffey	Rhea
Collins	Robinson (Decatur)
Dodson (Newton)	Ruddle
Durham	Rumph
Durnell	Russell
Filippin	Sadler
Foster	Sanders
Fuller	Sharpe
Fulton	Shinn
Gardner	Taylor
Gillis	Trimble
Greig	Vanarsdel
Hanback	Wade
Hill (Cashaw)	Wells (Owen)
Hosier	Wildcanger
Humphry	Williams
Judkins	Wood
	Mr. Speaker.

None voting in the negative.

In the affirmative	62
In the negative	31
Not voting	3
	96

So the bill was passed

By unanimous consent:

Mr. Baker from the Committee on Roads and Highways submitted the following report which was received and read as

Mr Speaker:

Your Committee on Roads and Highways to whom was
H. 132 referred Senate Bill No 122. and
116 House Bill No 116. beg leave to state
that they have had the same under
consideration and report back House
Bill favorably with additional amend-
ments by adding of sections 57. 58. 59. 60.
and 61. of Senate Bill. all of which
is respectfully submitted,

Baker.
Chairman.

Pending the consideration of the re-
port:

On Judkins ah 11 Oclock and 35
minutes A.M. moved that the House
take a recess until 2 Oclock and 30
minutes P.M.

Which was not agreed to.

The House having under consideration
the amendments recommended by the
Committee.

The following amendments were sep-
arately read. Considered. and agreed
to. viz:

Sec 2. line 5. Change 15 feet to 10 feet. in second
grade roads.

Sec 5. line 3. Change 7 householders to three
householders.

Sec 8. line 9. Change seven householders
to three householders.

Sec 12. line 3. Strike out licensed
ministers.

Sec 13. line 4. Change 12 days to ten
days.

Sec 30. second Clause. line 4. change twelve days to ten days.

Sec 49. line 11. change twelve days to ten days.

That section 57 be stricken from the bill.

That the following sections be added to the bill:

Sec 57. The County Courts shall, when a majority of the tax payers clearly demand the same by petition, or election, in their respective Counties, levy, and cause to be collected, as other County Taxes, a sufficient amount of money, not prohibited by the Constitution, for the purpose of opening a thoroughfare as a turnpike road, from any Navigable stream, or railroad in this State, to the County site of any County; or to, and over, a series of County sites, on the line of such thoroughfare, as a turnpike, leading from said stream, or railroad, provided, that each County through which such road may pass, shall appropriate such amounts, and in such manner, as they may deem most advantageous within their Counties respectively for that purpose.

Sec 58. For the purpose of carrying out the preceding section of this act, the Court, or Courts, as the case may be, shall respectively appoint discreet persons in their Counties to act as viewers, as in laying out, and marking a route for an ordinary new road, except that viewers appointed to view a proposed route for a thoroughfare, as a turnpike road, shall act in conjunction with each other, determining where such roads shall cross County lines, in order that the same may be connected and continued, on as near a direct line

as is practicable, and said viewers may, if they deem it necessary employ a Surveyor and Chain Carriers to ascertain distances, altitudes &c &c

Sec 59. After the viewers appointed as provided for in the preceding section, shall have viewed, surveyed, and marked out a route for a turnpike road, they shall make a report of their proceedings to their respective Counties, and the Court or Courts, as the case may be, thus reported, shall take such action and make all needful orders in the premises, as in their opinion may be deemed equitable in paying incidental expenses incurred in laying out, and marking, such road, each paying their pro rata according to the services and expenses incurred in laying out and marking such road or roads.

Section 60. After the route, or routes, shall have been laid out, and marked, the county Court, or Courts, as the case may be shall then take such action, and make such orders as will, in their discretion, under the law, and the best interests of the public and citizens in their respective Counties demand to open a good thoroughfare, to be used free for all travelling purposes. And for that purpose shall appoint discreet persons to canvass their counties to solicit donations, contributions, and right of way, for opening such thoroughfare. Such canvassers shall be responsible for all donations delivered to them, under such restrictions as the Courts may prescribe, whether the same be in money, labor, property, or whatever may be contributed for the purpose herein set forth.

The further amendment recommended by the Committee was read, and disagreed to, viz:

Sec. 61. Be it further enacted; That five thousand copies of this act be published in pamphlet form, and distributed with acts of the General Assembly, and persons obtaining copies thereof ordered to turn over the same to their successors.

Pending the consideration of the Amendments recommended by the Committee,

A message from the Senate, by Mr. Jacob Frolich, Asst. Secretary.

Senate Chamber.
Feby. 11. 1875

Mr. Speaker

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate bill No. 190, entitled "An act providing for investigating and paying a claim of Lycurgus S. Johnson and Daniel H. Reynolds, presented to the General Assembly against the State";

And herewith respectfully submit the same,

Jacob Frolich Jr.
Asst. Secty.

Mr Craig at 12 o'clock and 2 minutes P.M. moved that the House take a recess until 2-30 P.M.

Which was not agreed to.

Mr. Bragg moved that the bill under consideration be engrossed for a third reading, and made special order for 10 o'clock A.M. of Monday, February 15th 1875.

Pending which,

On motion of Mr. Durham,

The bill was further amended by striking out the provisions of the bill exempting county and township officers from road duty.

Mr. Sharpe moved that the further consideration of the bill be indefinitely postponed.

Which was not agreed to.

Mr. Sharpe moved that the bill be further amended by exempting the County of Cross from the provisions of the bill.

Which was not agreed to.

Mr. Robinson of Desha at 12 oclock and 15 minutes P.M. moved that the House take a recess until 2 oclock and 30 minutes P.M.

Which was not agreed to.

Mr. McConnell moved that the bill be further amended by striking out the word "turnpikes" and inserting in lieu thereof the word "railroads"

Which was not agreed to.

The question then recurring on the motion that the bill be engrossed for a third reading, and be made the special order for 10 oclock a.m. of Monday February 15th. 1875.

Mr. Dodson, of Newton, moved as an amendment, that the bill be made the special order for 11 oclock A.M. of Monday February 15th. 1875,

And also,

Moved the previous question.

Which was seconded,

And,

Under the operation thereof, the bill was ordered engrossed and made the special order for 11 oclock A.M. of Monday, February 15th. 1875.

Then,

On motion of Mr. Humphrey,

The House, at 12 oclock and 18 minutes P.M. took a recess until 2 oclock and 30

minutes P.M.

After Recess.

The House met at 7 o'clock and 30 minutes P.M.

The roll was called and the following named members answered to their names:

(Ludeman (Howard)
(Lueta
(Baker
Bree
(Beeton
(Bradford
(Bragg
(Brinkley
(Burns
(Casey
(Cochran
(Chaney
(Beauchamp
(Clark
(Caffey
(Coleman
(Collins
(Copeland
Dodson (Newton)
(Denham
(Dowell
(Dupree
(Foster
(Fuller
(Fulton
(Gardner
(Gilles
(Greig
(Hannah
(Hill (Calhoun)
(Hill (Jefferson)
(Hoover
(Humphreys
(Judkins
(Kerr
(Kottle
(Lowe
(Martin
(Maxwell
(McClelland
(McConnell
(Morgan
(Mucke (Camell)
(Moore (Union)
(Moore (Woodruff)
(Orr
(Pace
(Powell
(Rice
(Rhea
(Robinson (Dekalb)
(Ruddle
(Runyan
(Russell
(Sadler
(Sanders
(Sharpe
(Shinn
(Slaughter
(Taylor
(Trimble
(Venable
(Wall
(Wells (Crew)
(Wells (White)
(Wildburger
(Williams)
(Wolf
(Mr. Speaker

On motion of Mr. Hill, of Calhoun,

The leave of absence heretofore granted Mr. Norwood was extended for fifteen days on account of sickness in his family.

On motion of Mr. McConnell,

Leave of absence was granted Messrs. Knosion, Miller and Coleman, for one week, for the purpose of accompanying the remains of Senator Williams to Phillips County.

Under the order of unfinished business

The House passed to the consideration of the special order set for 10 o'clock and 30 minutes P.M. of Tuesday, February 9th, 1875, being the consideration of the bill of the House (H. R. 188) entitled,

H. 188

"An act to provide for the payment of a deficit of appropriation for the issue heretofore made of certain bonds of the State, known as the ten year bonds."

On motion of Mr. Pittle,

The House resolved itself into the Committee of the whole House, for the further consideration of the bill.

After some time spent therein,

The Speaker resumed the chair,

And,

Mr. Humphreys reported that the Committee having, according to order had under consideration the bill of the House entitled (H. R. 188) "An act to provide for the payment of a deficit of appropriation for the issue heretofore made of certain bonds of the State, known as the ten year bonds

return the bill to the House with the recommendation that it be passed.

On motion of Mr. Little,

The bill just reported was read a third time and placed upon its passage.

The question being put,
Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were:

Anderson (Howard)
Avera
Baker
Bass
Boston
Bradford
Bragg
Bunn
Casey
Cochran
Cleaveland
Coffey
Collins
Denham
Dowell
Dupuis
Foster
Fuller
Fulton
Gardner
Greig
Hannah
Hill (Calhoun)
Hoover
Humphrey
Judkins
Kerr
Little
Maxwell
McClelland
Morgan
Moore (Carroll)
Moore (Lenoir)
Moore (Woodruff)
Orr
Poe
Rice
Ruddle
Rumph
Russell
Sharpe
Shinn
Slaughter
Taylor
Trimble
Wall
Wells (Drew)
Wells (White)
Wildberger
Williams
Wolf
Mr. Speaker

Those who voted in the negative were:

Browning
Chaney
Chuck
Dodson (Newton)
Gillis
Hill (Jefferson)
McConnell
Powell

(Robinson (Deska) (Anderson

In the affirmative 52
In the negative 10
(Not voting 31
93

(So the bill was passed.

By unanimous consent,

On motion of Mr. Markham,

The House passed to the consideration
S.90 of the bill of the Senate (S. 90) entitled
"(An act providing for investigating
and paying a claim of Lycurgus
S. Arthur and Daniel N. Reynolds,
presented to the General Assembly
against the State."

(Which was read a first time,

By unanimous consent,

Under a suspension of the rules,

The bill was read a second time,

(And,

On motion of Mr. Smith,

(It was referred to the Committee on the
Judiciary.

(A message from the Senate by Jacob
Fralich Jr. (Asst. (Secretary.

(Senate Chamber.
Friday, 11th. 1875.

Mr. (Speaker:)

I am instructed by the Senate
to inform your (Honorable Body of the passage
by the (Senate of (Senate Concurrent Res-
S.C.R.7 olution (No. 7), entitled "A resolution au-
thorizing the Governor to execute a quit-
claim deed to certain property to Thos. J.
(Churchill or his assignees;" and therewith

respectfully submit the same.

Jacob Frolich Jr.
Asst Sec'y.

Also, a further message:

(Senate Chamber)
February 11th, 1875.

Mr. Speaker:

I am instructed by the Senate to inform your honorable body of the concurrence by the Senate in the amendment by the House to Senate Bill No. 178, entitled "An act to provide for the locating and changing of County seats"

Viz: An amendment by the Senate to the proviso offered by the House to Sec. 3 of said bill, by striking out the proposed proviso and inserting the following in lieu thereof:

"Provided: That from and after five years from this date, the provisions of this act shall not apply to any County in which an election has been held to determine the location of the County seat within one year next preceding the date of the passage of this act, or in which such election is now pending", And herewith respectfully return the same.

Jacob Frolich Jr.
Asst. Secretary

Also, a further message:

(Senate Chamber;
Feby. 11th, 1875.

Mr. Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate bill No. 190, entitled "An act to regulate the appointment and duties of Prosecuting Attorneys (pro tem), and for other purposes",

Also,

Senate bill No. 207, a bill for an act to be entitled "An act to reimburse the Seminary, Asylum, and School fund

for certain moneys collected in State
scrip and cancelled"
And herewith respectfully submit
the same.

Jacob Frolich Jr.
Asst. Secretary.

By unanimous consent,

On motion of Mr. Collins,

H. 4. The House passed to the consideration
of the bill of the Senate (S. H.) entitled
" An act to regulate the publication
of legal advertisements in newspapers"
together with the message from the
Senate notifying the House that the Senate
receded from its amendment to section 3, and
had struck out the proviso to Sec. 3, and
inserted in line 9 of said section the
words," and having a circulation therein"
and had also struck out the word "au-
thorized", in line 1. of said section.

The Senate amendments were read
a second time,

By unanimous consent,

Under a suspension of the rules,

The Senate amendments were read
a third time,

The question being put,
Shall the House concur
in the Senate amendments?

It was decided in the affirmative,

Those who voted in the affirmative were

Anderson (Howard)	Browning
Auxer.	Burns
Baker	Casey
Bane	Cochran
Bradford	Cheney
Bragg	Cleaveland

Lolnick
Loffey
Lollins
Dodson (Newton)
Durham
Dowell
Filyphin
Foster
Fuller
Fulton
Gardner
Greigg
Hannah
Hill (Calhoun)
Hill (Jefferson)
Hoover
Humphrey
Judkins
Little
Love
Maxwell
McClelland
McConnell
Morgan
Moore (Carroll)
Moore (Union)
Moore (Woodruff)
Orr
Poe
Powell
Rice
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Taylor
Tribble
Venable
Wall
Wells (Drew)
Wells (White)
Wildberger
Williams
Woolf

Mr. Speaker!

None voting in the negative.

In the affirmative 61
In the negative none
Not voting 32
93

So the Senate amendments were concurred in.

Under the order of unfinished business,

The House resumed consideration of the Memorial of the House (H. Mem. 29) a memorial for the payment of supplies furnished the state during the Brooks-Baxter war.

Which was read a second time.

(And,
On motion of Mr. Humphrey,

was referred to the Committee on Memorials.

Under the regular order of business,

The House proceeded to consider the bill
H.175 of the House (H. R. 175) entitled,

"An act to amend sections 3574, 3574a, 3574b, 3574c, 3574d, 3574e, 3574f, 3574g, 3574h, 3574i, chapter 76, and sections 3591, of chapter 118; and to repeal sections 3574k, 3574l, chapter 76; and section 3096, chapter 116, and section 3592 of chapter 118, of Gantt's Digest."

which was read a second time,

And,

On motion of Mr. Dunham,

The bills, together with the bill of the Senate
S.41 (S. 41) entitled "An act regulating Insurance in this state" - were Referred to the committee on Insurance.

The House proceeded to consider the bill
H.168 of the House (H. R. 168) entitled,

"An act to establish and maintain a uniform system of public schools"

Pending the reading of the bills,

On motion of Mr. Judkins,

The further reading of the bill was indefinitely postponed.

Mr. Taylor, gave notice that he would at an early day move to reconsider the vote by which the House agreed to indefinitely postpone the further reading of the above bills.

Mr. Judkins moved that the rules be suspended and that the House pass to the consideration of the bills of the Senate (S. 51) entitled,

S.51 "An act to repeal Sections 5 and 8

of the 30th. chapter of the acts of the special session, approved May 30th. 1917, requiring Saloon or drinkshop Keepers to enter into penal bonds &c.

Which was not agreed to, (two thirds of the members present not voting therefor.

Under the regular order of business,

The House passed to the consideration of the bill of the House (H. R. 71) entitled "An act to establish fees of officers";

H. 71.

On motion of Mr. Kent,

Ordered, That the bill lie on the table subject to the call of the House.

Under a suspension of the rules for that purpose,

On motion of Mr. Chaney,

The House passed to the consideration of the bill of the Senate (S. 91) entitled "An act to establish fees."

S. 91.

Mr. Collins moved that the further consideration of the bill be indefinitely postponed.

Which was not agreed to.

On motion of Mr. Judkins,

The bill was amended by striking out in Section 1, lines 1, and 2, the words "Secretary of State, and shall be paid into the state treasury," and inserting in lieu thereof the words "Treasurer of State".

On motion of Mr. Judkins,

The bill was further amended by striking out in Section 2, lines 1 and 2, the words "Register, and paid into the State treasury", and inserting in lieu

thereof, the words "Treasurer of State"

Pending the further consideration of the bill,

Mr. Kreig, at 11 o'clock and 10 minutes P.M. moved that the House adjourn.

Which was not agreed to.

Then,

On motion of Mr. Rice,

The further consideration of the bill was postponed, and made the special order for 10 o'clock A.M. of Tuesday, Feb. 1, 1864. 1865.

Mr. Kerr gave notice that he would at an early day move to reconsider the vote by which the House agreed to the amendments recommended by the Committee of the Whole House to the bill of the Senate (S. 91) entitled, "An act to establish fees."

And then,

On motion of Mr. Collins,

The House, at 11 o'clock and 18 minutes, P.M. adjourned, until 9 o'clock and 00 minutes A.M. on the morrow.

J. V. Pennington
Speaker

J. V. Pennington
Clerk

Friday Morning
February 12th 1875.

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names:

Anderson (Howard)
Avery
Baker
Barnett
Bode
Boykin
Boston
Bradford
Bragg
Brodhead
Burns
Casey
Cochran
Cheney
Cleveland
Cluck
Coffey
Collins
Dodson (Newton)
Durham
Dowell
Flippin
Fosher
Fuller
Fulton
Gardner
Gillis
Greig
Hardwick
Hill (Calhoun)
Hill (Jefferson)
Hooper
Humphry
Judkins
Kerr
Little
Love
Martin
McClelland
McConnell
Morgan
Malone (Cannell)
Malone (Union)
Malone (Woodruff)
Orr
Poe
Powell
Rice
Rhea
Robinson (Dekalb)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Spangler
Taylor
Trimble
Veal
Wells (Drew)
Wells (White)
Wildberger
Williams
Wolf
Mr. Speaker.

A quorum being present,

Prayer by the Chaplain.

The Journal of the preceding day was read and approved.

By Unanimous consent:

Mr Kerr submitted the following resolution, which was read, considered, and agreed to viz:

Resolved,

First. That the Committee on Auditors and Treasurers Books, are hereby instructed to inquire and report, whether since the adoption of the Constitution, any salaries, accounts, or claims of any kind whatsoever, have been allowed and Warrants issued therefor, at any rate other than par value."

Second. That the said Committee be further instructed to inquire and report the number and salaries of the Clerks and employes of the different departments of the State." also during what hours of the day are the different officers of the State required to keep open their respective offices, and what legislation, if any, is necessary to carry out section fourth (4) of article sixteen of the Constitution.

Third. That the Committee be instructed to report a bill, if in their judgement further legislation may be deemed necessary.

By unanimous consent:

Mr Humphry submitted the following resolution, which was read, considered, and agreed to. viz:

"Whereas, it is known that Lyle Rockwood who has just returned from Washington is expected to address the citizens this evening on the Situation.

Therefore, be it—
Resolved, That the Hall of the House of Representatives be, and it is hereby tendered to Col Howard, and he is invited to deliver an address in this Hall at 7 Oclock this evening.

By unanimous consent;

Mr McClelland, from the Committee on Memorials, submitted the following report, which was received and read, viz;

Mr Speaker: The Committee on Memorials to whom was referred H.M. No 28. A memorial to the Congress of the United States praying for mail Routes, beg leave to state they have had the same under consideration, and therewith respectfully return it, with a recommendation that it do pass.
All of which is respectfully submitted.
McClelland.
Chairman.

On motion of Mr Carey.
The Memorial just reported, was read a third time and placed upon its passage.
The question being put,
Shall the Memorial pass?

It was decided in the affirmative,

Those who voted in the affirmative were:

Anderson (Howard)	Little
Avera	Lowe
Baker	Martin
Bone	Maxwell
Bradford	McClelland
Bragg	McConnell
Brabbing	Morgan
Burns	Moore (Bunwell)
Casey	Moore (Union)
Cochran	Moore (Montgomery)
Cheney	Orr
Clendaniel	Pace
Coffey	Powell
Collins	Rice
Dodson (Newton)	Rhea
Durham	Robinson (Denham)
Dowell	Ruddle
Dilspain	Rumph
Fisher	Russell
Fullen	Sadler
Fulton	Sanders
Gardner	Sharpe
Gillis	Shinn
Greig	Slaughter
Hannah	Taylor
Hill (Cleburne)	Trimble
Hill (Jefferson)	Vennable
Hudson	Ward
Humphry	Wells (Drew)
Judkins	Wildberger
Kerr	Williams
	Webb
	Yell Speaker.

Those voting in the negative,

In the affirmative	65.
In the negative	—
Not voting	30
	95.

So the Memorial was passed.

Mr McClellan also, from the Committee on Memorials submitted the following report which was received and read, viz:

Mr Speaker; The Committee on Memorials
to whom was referred H.M. etc 27. Ch
H.M 27 memorial to the Congress of the United States
asking that Pensions be granted to soldiers
in the Mexican war,
beg leave to state they have had the same
under consideration, and respectfully report
back the same with a recommendation that it do pass.
All of which is respectfully submitted,
T. J. McClellan.
Chairman.

Mr Humphry moved that the Memorial be
amended by striking out the third section.
Which was not agreed to.

On motion of Mr Slippin.

The Memorial was amended by striking
out in the third section the word
"instructed" and inserting in lieu
thereof the word "requested"

Then.

On motion of Mr Slippin

The Memorial such reported, was
read a third time and placed upon
its passage.

The question being put.

Shall the Memorial pass?

It was decided in the affirmative.

Those who voted in the affirmative

Were,

Anderson (Howard)
Avent
Baker
Bane
Bradford
Bragg
Browning
Burns
Carey
Cochran
Cheney
Cleveland
Cluck
Coffey
Collins
Dodson (Newton)
Durham
Dowell
Flippin
Fowler
Fuller
Fulton
Gardner
Gillis
Greig
Hadnah
Heill (Cleveland)
Heill (Jefferson)
Hooper
Humphrey
Judkins
Kerr.
Little
Lade
Mashint
Maxwell
McClelland
McConnell
Morgan
Moore (Bennett)
Moore (Union)
Moore (Woodruff)
Orr
Poe
Powell
Rice
Rhea
Robinson (Dunklin)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Spangler
Taylor
Trimble
Vendall
Ward
Wells (Drew)
Wells (White)
Wildberger
Williamson
Wood
The Speaker.

None voting in the negative.

On the affirmative	66
On the negative	—
Not voting	27
	93

So the Memorial was passed.

By unanimous Consent;

On motion of Mr Taylor,

The Speaker was authorized to appoint a select Committee of three, to wait upon, and notify Genl Robt A Howard, of the action of the House in tendering him the use of the Hall of the House of Representatives for the purpose of addressing the citizens of Little Rock.

The Speaker appointed as such Committee Messrs Taylor, Dodson of Newton, and Cochran.

By unanimous consent;

On motion of Mr Sadler,

The House passed to the consideration of the bill of the House (H.B. 149) entitled An act to authorize the State Board of Finance to bond the school fund hereafter paid into the State Treasury in Auditors Warrants or Treasurers Certificates.

4/26/1

Which was read a second time.

On motion of Mr Sadler,

The bill was amended by inserting in section 1. after the word "all" the words "Moneys now due the school fund by the State, and for all" and also, by inserting in line 9. after the word "Certificates" the words "now on hand or hereafter."

And,

On motion of Mr Sadler,
Ordered, That the bill be engrossed for a third reading, and made special order for 11 Oclock A.M. of Friday, February 6th 1875.

Under the regular order of business,

H156. The House proceeded to consider the bill of the House (HB 156) entitled An act to amend the revenue laws of this state.

Which was read a second time.

Mr Humphry moved that the bill be referred to the Committee of Claims & Means.

Mr Judkins moved as an amendment that the Committee be instructed to report on Saturday October 9th 1875.

Which was not agreed to.

The question recurring on the motion that the bill be referred to the Committee of Ways and Means.

Which was agreed to.

By unanimous consent:

Mr Humphry moved that Mr Little be appointed an additional member of the Select Committee heretofore appointed to wait upon, and notify Gen. Rob. A. Howard, of the action of the House in tendering him the use of the Hall of the House of Representatives for the purpose of addressing the citizens at Little Rock.

Which was agreed to.

On motion of Mr Greig, Mr Collins was, also, appointed as an additional member of said Select Committee.

Under the regular order of business

H.B. 161.

The House proceeded to consider the bill of the House (H.B. 161.) entitled "An act to prevent unjust discrimination in charges for freight, and to protect persons travelling on railroads."

Which,

On motion of Mr Collins, was referred to the Committee on the Judiciary.

H.B. 126.

The House proceeded to consider the bill of the House (H.B. 126.) entitled "An act to define the duties of County Judges of the State of Arkansas in cases of boisterously and vagrancy."

Which was read a second time,

Mr Keen, moved that the bill be amended by striking out the following section:

"Section XXIII. The County Judges shall be allowed such compensation as fees for their services in cases of boisterously and vagrancy, as has heretofore been allowed Justices of the Peace in such cases."

Pending which;

Mr Chaney moved that the further consideration of the bill be indefinitely postponed.

Which was not agreed to.

The question recurring on the motion to strike out section 23 of the bill.

After debate,

The motion was agreed to.

Then

On motion of Mr Wells of Dover.
Ordered, That the bill be engrossed and be made the special order for 11 Oclock A.M. of Wednesday February 17th, 1875.

By unanimous consent:

Mr Wells of White, from the select committee appointed to consider the bill of the House (H.R 185.) entitled An act to regulate the collection of money and funds due by any defaulting County officers, and other purposes. H.185.
submitted the following report which was received and read, viz:

Mr Speaker:

Your Special Committee to whom was referred H.R.No 185. An act entitled "An act to regulate the collection of money and funds due by any defaulting County officers and other purposes."
beg leave to state they have had the same under consideration, and herewith respectfully return the same, with a recommendation that it do not pass.

And herewith report a bill as a substitute with a recommendation that it do pass.

All of which is respectfully submitted.

T.R.Wells
Chairman.

The substitute bill recommended by the Committee (Sub. H.R 185.) entitled An act for the relief of George H. Grayson. and the securities on his bond as Collector of the revenue in Clark County for the year 1873.

Was read a first time.

Mr Wells of White moved that the rules be suspended, and that the bill be read a second time.

After debate,

Objection being made to the further consideration of the bill,

Before the question was put,

Mr Pennington (Mr Chaney in the Chair) asked for the yeas and nays.

The question being then put,

Shall the bill be rejected

It was decided in the ~~affirmative~~ negative

The yeas and nays being desired by five members,

Those who voted in the affirmative,

Were,

Bradford	McConnell,
Bragg	Morgan
Bradley	Pool
Collins	Sanders
Darnell	Sharpe
Fuller	Shinn
Gillis	Taylor
Greig	Trimble
Judkins	Williams
Martin	Wolf

Those voting in the negative were,

Anderson (Howard)	Chuck
Arena	Cosby
Burns	Coleman
Carew	Dodson (Cheshire)
Corcoran	Durham
Chaney	Flippin

Foster
Gardner
Hill (Calhoun)
Hooper
Humphry
Little
Rhea
Robinson (Dacha)
Ruddle
Rumph
Russell
Sadler
Slaughter

Maxwell
Moore (Lamar)
Moore (Marion)
Moore (Woodruff)
Orr
Powell
Venable
Wall
Wells (Drew)
Wells (White)
Wildenger
Mr Speaker.

On the affirmative 20
On the negative 37
Not voting 36
93

So the House refused to reject the bill.

The rules were then suspended (two thirds of the members present voting therefor)

And the bill was read a second time

Mr Collins moved that the bill be recommitted to the Select Committee appointed to consider the bill of the House (HB 185) entitled an act to regulate the collection of money and funds due by any defaulting County Officers, and other purposes, with instruction to confer with the parties in interest, and to ascertain and report if they are ready to tender to the State in advance, the amount in scrip for which said sheriff is in default, and also, to fill the blanks in the bill with such amount.

Mr Rhea moved that the motion lie on the table.

Which was not agreed to.

The question then recurring on the motion to refer.

It was agreed to.

Mr. Humphry moved that the House take a recess until 2 Oclock and 30 minutes P.M.

Mr Collins moved as an amendment that the House adjourn until 9 Oclock and 30 minutes AM on the morrow.

Which latter motion was agreed to.

And,

The House accordingly at 12 Oclock and 46 Minutes P.M. adjourned until 9 Oclock and 30 minutes AM on the morrow.

A. A. Pennington
Speaker.

H. H. Goulding
Clerk

Saturday Morning,
January 13th 1872.

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names:

Anderson (Craighead)
Anderson (Howard)
Acree
Baker
Barnett
Bond.

Bates
Boston
Bradford
Bragg
Brantley
Burns
Casey
Cochran
Chaney
Cleveland
Cluck
Coffey
Collins
Dodson (Chewton)
Dodson (Randolph)
Durham
Dowell
Flippin
Fosher
Fulton
Gardner
Gillis
Greig
Hasbrouk
Hill (Calhoun)
Hill (Jefferson)
Hooper
Humphrey
Hutchins
Kerr
Liddle
Love
Martin
Maxwell
McClelland
McConnell
Morgan
Moore (Lawrence)
Moore (Marion)
Moore (Washington)
Orr
Poe
Powell
Rice
Rhea
Robinson (Dallas)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Smyers
Spraggins
Taylor
Trimble
Truesdale
Ward
Wells (Drew)
Wells (Lowndes)
Wildberger
Williams
Wood
Mr Speaker.

A quorum of the House present.

Prayer by the Chaplain.

The Journal of the preceding day was read and approved.

On motion of Mr Browning ~~—~~
The leave of absence heretofore granted said Weir was extended for five days.

Mr Gillis asked, and obtained leave of absence for one week.

On motion of Mr Venable, Leave of absence was granted Col Bane for eight days.

By unanimous consent:

Mr Slaughter from the Committee of Ways and Means, submitted the following report which was received and read, viz:

Mr Speaker: The Committee on Ways and Means to whom was referred S. B. No 165. An act entitled An act to regulate the collection of taxes for the years 1873 and 1874. beg leave to state they have had the same under consideration, and herewith respectfully return the same, with a recommendation that it do not pass.

All of which is respectfully submitted.

M. D. Slaughter.
Chairman.

On motion of Mr McConnell.

The further consideration of the bill just reported, was indefinitely postponed.

Mr Slaughter also, from the Committee of Ways and Means, submitted the following report, which was received and read, viz:

Mr Speaker: The Committee on Ways and Means to whom was referred S. B. No 159. An act entitled "An act to relieve the taxpayers of this State, and to suspend the enforcement of the collection of taxes for the years 1873 and 1874." beg leave to state they have

had the same under consideration and herewith respectfully return the same with a recommendation that it do pass, with the following amendments:
In section 1, and 4, strike out "from and after the passage of this act" and insert "from and after the 31st day of March 1875.
Amend section 8, by striking out "10" and inserting "15 per cent."
All of which is respectfully submitted.

N. P. Slaughter.
Chairman.

On motion of Mr Chaney,
The amendments recommended by the committee were agreed to.
Pending the further consideration of the bill:

A message from the Senate by Mr Jacob Frolich Jr their Assistant Secretary.

Senate Chamber,
February 12th 1875.

Mr Speaker:
I am instructed by the Senate to inform your Honorable body of the passage by the Senate of House Bill No 150. entitled "An act to regulate the sale of ardent spirits near the Arkansas Industrial University"
With the following amendment:
Add to Sec 4. of H B No 150. after the words "in force" insert the words "from and after."
And herewith respectfully return the same.

Jacob Frolich Jr
Asst Secretary

H 150.

Mr Kerr moved that the bill be further amended by inserting in section 1. line 1. after the word "State" the words "One half of the tax levied for the year 1874. to pay the interest on the public debt is hereby remitted and released,"

After debate.

Mr Judkins moved that the motion to amend, be amended by adding the following words;

"And it shall be the duty of the collectors of the different Counties of this state to refund the amount so remitted to those who have paid the same for the year 1874 and prior to the passage of this act"

After further debate.

Mr Avera, moved that the motion to amend lie on the table.

Mr Anderson of Craighead asked for the yeas and nays.

The question being put.

It was decided in the affirmative

The yeas and nays being demanded by five members.

Those who voted in the affirmative were.

Anderson (Howard) Dodson (Newton)
Avera Dowell
Bragg, Filspin
Brabham Foster
Burns Fulton
Cochran Hammah
Cleveland Hill Jefferson
Deuce Holmes

Humphrey	Shinn
Little	Slaughter
Love	Smyers
Martin	Spangler
Morgan	Taylor
Moore (Union)	Trimble
Poe	Vanada
Robinson (Desha)	Wall
Rumph	Wells (White)
Russell	Wildberger
Sanders	
Sharpe	Mr. Speaker

Those who voted in the negative

Mess.:

Anderson (Craighead)	Blaisdell
Bradford	Mr. Bennett
Casey	Blane (Lonoke)
Chaney	Blane (Woodruff)
Coffee	Cox
Collins	Powell
Dodson (Randolph)	Rice
Durham	Rudder
Gardner	Sadler
Grey	Wells (Drew)
Hill (Cleburne)	Williams
Judkins	Wood.
Akers	

On the affirmative	39.
On the negative	25
Not voting	29
	93

On the motions to amend were laid on the table.

Mr. Gragg moved that the bill be further amended by striking out the words "fifteen per cent" and inserting in lieu thereof the words "twenty five per cent."

Mr Averd moved that the motion to amend lie on the table.

Mr Collins asked for the yeas and nays.

The question being put.

It was decided in the affirmative.

The yeas and nays being demanded by five members,

Those who voted in the affirmative were,

Anderson (Braighead)	McConnell
Anderson (Howard)	Morgan
Avera	Moore (Carroll)
Browning	Moore (Woodruff)
Casey	Orr
Cochran	Poe
Cranney	Powell
Cruck	Rice
Coffey	Rhea
Dodson (Cheatham)	Robinson (Dyer)
Dowell	Rumph
Flippin	Ryman
Foster	Sadler
Fulton	Saunders
Gardner	Sharpe
Hill (Cockburn)	Slaughter
Hooper	Taylor
Humphrey	Trimble
Judkins	Weir
Keen	Wells (Dyer)
Love	Wells (White)
Martin	Williams
Maxwell	Wolf
	Mr Speaker.

Those voting in the negative were,

Bass	Bright
Bradford	Brown

Collins	Little
Dodson (Randolph)	Ruddle
Durham	Shinn
Greig	Spangler
Hill (Jefferson)	Trimble
	Wildberger.
On the affirmative	47
On the negative	15
Not voting	31
	93.

So the motion to amend was laid on the table.

Ayes.

On motion of Mr Acra,

The bill was read a third time, and placed upon its passage.

The question being put.

Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative.

Ayes.

Anderson (Craighead)	Dowell
Anderson (Howard)	Filipini
Acra	Forkner
Bode	Fulton
Bradford	Gardner
Bragg	Greig
Broadning	Kendall
Burns	Hill (Jackson)
Canny	Kanner
Cochran	Humphrey
Chaney	Judkins
Chuck	Kerr
Coffey	Lane
Dodson (Benton)	Martin
Dodson (Randolph)	Maxwell
Durham	McConnell

Morgan	Sharpe
Moore (Union)	Shinn
Moore (Woodruff)	Slaughter
Orr	Taylor
Poe	Trimble
Powell	Saunders
Robinson (Desha)	Wall
Rudder	Wall (Drew)
Rumph	Wall (White)
Russell	Williamson
Sadler	Wolf
Sanders	Mr Spencer

Those voting in the negative.

Ware.

Collins	Little
Hill (Jefferson)	Spangler
	Wildanger.

On the affirmative 56
On the affirmative 5
Not voting 32
93

So the bill was passed

Pending the vote;

Mr Collins sent to the Clerk's desk the following explanation of his vote, to which was attached the names of Mr Little, and Mr Wildanger. and asked that it be spread upon the Journal viz:

I do vote against this bill, because we are satisfied that it will not accomplish the object had in view. I believe it will prove a fraud, and by deceiving the tax payer into making no effort to pay his taxes now, compel him to pay the ensuing amount of taxes with the fifteen per centum penalty &c

currency, by reason of the fact, that under the operation of our funding bills, all depreciated script would be retired from the market. But an effort is made now, the taxes can be paid at fifty cents on the dollar in currency. We are in favor of a relief measure, but in our judgement, we are satisfied, that instead of accomplishing the object had in view, it will work a great hardship on the poor and unlettered tax payers by deceiving them by this blind cry of relief, and failing in making no effort to pay their taxes in Specie this spring, and compel them to pay next spring two years taxes in one with penalty in currency.

Collins, Little, & Wildenger
of Orleans.

Under the rule;

Mr Rice, Chairman of the Committee on Engrossed Bills, made the following report, which was received and read viz;

Mr Speaker:

The Committee on Enrolled Bills to whom was referred An Act entitled "An act to pay A. C. Johnson and Richard Jacobson detectives, for detecting and bringing to punishment Isaac Marlock, who murdered George M. Richardson, wife, and daughter." Respectfully beg leave to report, after carefully examining the same, find said Bills correctly enrolled.

Rice.
Chairman.

Under the rule;

Mr Judkins, from the Committee on Engrossed Bills submitted the following report which was received and read, viz;

Mr Speaker; The Committee on Engrossed Bills to whom was referred
H.31. H.R 31. entitled An act to provide for the building of bridges on the public roads of the state have had the same under consideration, and herewith respectfully return the same ~~without~~ engrossed
as it is now
All of which is respectfully submitted.
Judkins
Chairman

By unanimous consent:

The House passed to the consideration of the special order set for 10 o'clock A.M. being the consideration of the bill of the House (H.R 31.) entitled An act to provide for building of bridges on public roads of the State.

Which was read a third time and placed upon its passage

The question being put.

Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative.

Were.

Anderson (Kennebec) Dodson (Randolph)
Anderson (Howard) Dunham
Arena Dunnell
Bragg Filsbury
Bradbury Fowler
Burns Fulton
Caum Gardner
Cochrane Hannah
Chaney Hill (Cherryfield)
Chuck Hanson
Coffey Judkins
Gordon (Newton) Kelley

Martin
Moore (Carroll)
Moore (Union)
Poe
Rice
Rhea
Robinson (Desha)
Ruddle
Rumph
Russell
Sadler
Sanders
Shinn
Slaughter
Trimble
Vinsant
Wells (Drew)
Wells (White)
Wildanger
Williams
Wood
Mr Speaker

Those who voted in the negative.

Mess.

Bradford
Collins
Greig
Hill (Jefferson)
Humphry
Little
Maxwell
McConnell
Morgan
Moore (Woodruff)
Orr
Parnell
Sharpe
Spangler
Ward

On the affirmative 46.
On the negative 16
Not voting 32
93.

So the bill was passed.

A message from the Senate by Mr Jacob Trieber Jr their assistant Secretary.

Senate Chamber.
February 3rd 1875.

Mr Speaker:

I am instructed by the Senate to inform your Honorable body of the passage by the Senate of H B No 183. entitled An act to prohibit the sale of various or spirituous liquors within three miles of Quitman Collegiate Institute in Van Buren County Arkansas"

Also,

1193 Senate Bill No 193. "A bill for an
ach to be entitled "An ach for the relief
of laborers and mechanics."
180. also, Senate Bill No 180. A Bill to be
entitled An ach to amend the attachment
laws of Arkansas."
and herewith respectfully submit the same.
Jacob Fralich, Asst Secty.

By unanimous consent:

Mr Wells of Drew, from the Committee on the Judiciary, submitted the following report, which was received and read, viz:

Mr Speaker:

The Committee on Judiciary
H193 to whom was referred H R No 193,
An ach entitled An ach to fix the salary
of the County and Probate Judge of
the County of Miller", beg leave to
state they have had the same under
consideration, and herewith respectfully
return the same with a recommendation
that it pass with the following
amendment to wit: Strike out in sec-
tion 1 - "$600" and insert in lieu there-
of "$400" for the reason that the
same is a new County, and according
to the basis adopted by this Board
said County Judge should not
receive exceeding $400 salary,
all of which is respectfully submitted.
Wells of Drew
Chairman.

Mr Wells of Drew, also from
the Committee on Judiciary submit-
ted the following report, which was
received and read, viz:

Mr Speaker: The Committee on
Judiciary to whom was referred
H R No 191. An ach entitled An ach
H191 to change, define, and make more per-
fect the lines between the Counties of

Franklin and Crawford." beg leave to state they have had the same under consideration, and herewith return the same with a recommendation that it pass. it being the opinion of the Committee that there is no Constitutional objections to the same.

All of which is respectfully submitted.

Wells of Drew.
Chairman.

Under a suspension of the rules for that purpose:

On motion of Mr Sadler:

H.191 The House passed to the consideration of the bill of the House (HB 191.) entitled An act to change, define, and make more perfect the lines between the Counties of Franklin and Crawford.

Mr McDonnell moved that the bill be referred to the Committee on Counties and County Lines.

Which was not agreed to.

Mr Sadler moved that the bill be read a third time and placed upon its passage.

After debate.

Mr Humphry moved the previous question which was seconded. and under the operation thereof, the bill was read a third time and placed upon its passage.

The question being put.

Shall the bill pass?

It was decided in the affirmative

Those who voted in the affirmative.

Ayes.

Anderson (Craighead)
Anderson (Howard)
Avera
Graham
Bradford
Bragg
Brandning
Burns
Casey
Cochran
Cheney
Creek
Cooley
Collins
Dodson (Randolph)
Durham
Dowell
Philpin
Fulton
Gardner
Greig
Hill (Cleburne)
Humphrey
Jenkins
Little
Lowe
Maxwell
Morgan
Moore (Carroll)
Moore (Broadway)
Orr
Pace
Powell
Rice
Rhea
Riddle
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Slaughter
Trimble
Weed
Wells (Drew)
Wells (White)
Wildberger
Williams
Wyatt
McCrary.

Those voting in the negative were

Fosher and Moore (Union)

On the affirmative 61.
On the negative 2.
Not voting 40.
93.

So the bill was passed

Pursuant to the order of the Senate, at 12 o'clock and 26 minutes P.M. moved that the House take a recess until 2 o'clock and 30 minutes P.M.

which was not agreed to.

By unanimous consent: Mr Little gave notice that he would on monday or so soon thereafter as he could obtain the floor for that purpose, move to reconsider the vote by which the House passed the bill of the Senate, (S. 109) entitled S. 109. "An Act to relieve the tax payers of the State, and to suspend the enforcement of the collection of taxes, for the years 1873 and 1874."

Ken.

On motion of Mr Rice,

The House at 12 Oclock and 31 minutes P.M. adjourned until 9 oclock and 30 minutes A.M. of Monday February 16th 1875.

H. G. Spalding
Clerk

A. A. Pennington
Speaker

Monday Morning.
February 16th 1875.

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names:

Anderson (Breckinridge)	Bradford
Anderson (Howard)	Bragg
Arena	Browning
Barnett	Burns
Boston	Cason

Cochran
Chaney
Cluck
Coffey
Collins
Copeland
Dadam (Newton)
Dadam (Randolph)
Durham
Dowell
Dilspaw
Fisher
Fuller
Gardner
Greig
Hannah
Hill (Calhoun)
Hill (Jefferson)
Hooker
Judkins
Kerr
Little
Love
Maxwell
McConnell
Morgan
Moore (Bernard)
Moore (Union)
Moore (Woodruff)
Orr
Poe
Powell
Rice
Rhea
Robinson (Peeka)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharp
Simm
Slaughter
Smyers
Spangler
Taylor
Trimble
Vanada
Wall
Wall (White)
Wildberger
Williams
Wolf
Mr Speaker.

Prayer by the Rev Mr Buchanan.

Messrs Cleveland, Martin, and Wells of Dixon, were excused for the day on account of sickness.

The Journal of Saturday February 13th 1875 was read and approved,

By unanimous consent;

Mr Orr introduced a Joint Resolution (H.J.R. 30.) a Joint Resolution to raise a Committee to investigate the election for County Officers held in the County Of Miller February 2d 1875.

Which was read a first time.

On motion of Mr Orr.

The rules were suspended, (two thirds of the members present voting therefor)

And,

The Joint Resolution was read a second time.

And,

On motion of Mr McConnell, was referred to the Committee on Elections

By unanimous consent:

Mr Trimble from the Committee on Education, submitted the following report, which was received and read viz:

Mr Speaker: The Committee on Education

Affirmative. to whom was referred H R No 143. An act entitled An act to establish and maintain a system of Free Common Schools in this state."

have had the same under consideration, and herewith respectfully return it, with sundry amendments and as amended recommend its passage.

All of which is respectfully submitted

Trimble.

Chairman.

On motion of Mr Trimble.

The bill just reported together with the amendments recommended by the Committee were made the special order for 2 O'clock and 30 minutes P.M. on the Morrow.

By unanimous consent:

Mr McConnell presented the following petition and accompanying documents from P. C. Buck, of Elizabethtown, Benton County Texas, which was read and referred to the Committee on Claims, viz:

To the Hon Governor, Senate, and Representatives of the State of Arkansas:

Your petitioner would represent to your honorable body, that he was a native born citizen of the State of Arkansas entitled to all the privileges and protection of a citizen of the State, and living at the town of Rocky Comfort, Little River County, Arkansas, quietly and peaceably pursuing a lawful avocation, when in the month of November A.D. 1868, his rights were invaded, his and his premises forcibly entered, destroyed, robbed and plundered of his property, and effects, to the amount of ten thousand dollars $10,000 00 by the armed militia of the State of Arkansas, under the command of General Catterson of the Militia of the State, of Arkansas and acting under the authority and by the command of his Excellency the Governor, (Powell Clayton) of the State of Arkansas, and that he has never been paid by, or received from the State or any other source any pay or remuneration for the same and that by said act of the militia of the State of Arkansas, he was despoiled of all he had, reduced to absolute penury and great suffering, and would therefore petition your honorable body to secure the passage of an act of the Legislature of the State of Arkansas empowering him to lawfully draw from the Treasury of the State of Arkansas, the sum of Ten Thousand Dollars $10,000 00

as a remuneration for the same.
This petition being granted
he will in duty ever pray.

P C. Bush.
Elizabethtown
Denton County
Texas.

Febry 4th 1875.

The State of Arkansas
To P C Bush. Dr.

To amount destroyed by the Arkansas State
Militia commanded by General Patterson
while at Rocky Comfort, in November
AD 1868. viz:

On the total destruction of all my
notes and accounts and other evidences
of debt, at the lowest Calculation,
Seven Thousand Dollars $7000.00
Total destruction of all the wearing
apparel of myself and family,
beds, bedding, mattrasses, bedsteads
tables, chairs, and all our household
and kitchen furniture, together
with all my entire library
of books, Medicines, trunks,
Chests, safes and every and
all other things of the full value
of
Three Thousand Dollars 3000.00

Making the sum total of $10000.00

The State of Texas. }
Denton County } I P C Bush, do
solemnly swear
that the above and foregoing ac-
count against the State of Arkansas
for $10,000.00 Ten Thousand Dollars is
just and true; that nothing has ever
been paid towards the satisfaction
of the same; That the Arkansas State
Militia commanded by General Patterson

and acting under the authority and by the command of the Governor (Powell Clayton) of the State of Arkansas did by virtue of the authority and command of the aforesaid governor of the State of Arkansas, enter my Premises at Rocky Comfort, Little Rider County, Arkansas, in the month of November A.D. 1868, by force of arms seize upon, make away with and declare my property and effects to the amount of $10,000 00 Ten Thousand Dollars. And I further swear that I took what was known as the amnesty oath in the town of Paraclifta, Ark'd. in the fall of the year A.D. 1865, and that I have faithfully kept the same, and at no time violated any part of it, and that I have true allegiance paid to the government of the State of Arkansas during my stay or sojourn in said state. So help me God.

P. C. Bush.

Sworn to and acknowledged before me this the 4th day of February A.D. 1875.

Witness my hand and official seal of office, at office in Elizabethtown, Denton County Texas.

(Seal)

Sim B. McQuinn. J.P. and notary Public in, and for said County of Denton Texas.

The State of Texas }
Denton County } I, C. C. Bush, wife of the aforesaid, P. C. Bush, do solemnly swear that the above and foregoing account against the State of Arkansas for $10.000 00 Ten Thousand Dollars is just and true according to the best of my knowledge and belief, and that the militia of the State of Arkansas did in the month of November A.D. 1868, rob my aforesaid husband, P.C. Bush, in the

town of Rocky Comfort. Little River County Arkansas.

R. E. Bush.

Sworn to and subscribed before me this the 4th day of February A.D. 1895.

Witness my hand and official ~~signature~~ with the seal of my office at office in Elizabethtown,

(Seal)

S. B. McQueen. J.P. and notary public in and for said County of Denton Texas.

The State of Texas }
Denton County } S. A. C. Hagar.

do solemnly swear that I am personally well acquainted with R. E. Bush. and know the statements made by him in the foregoing account and affidavit to be substantially true, according to best of my knowledge and belief. So help me God.

R. E. Hagar.

Sworn to and subscribed before me the undersigned authority this the 4th day of February A.D. 1895.

(Seal)

Witness my hand and official ~~signature~~, with the seal of my office at office in Elizabethtown,

Jim B. McQueen. J.P. and notary public in and for Denton County Texas.

Under the rule,

Mr. Jud Kiss, from the committee on Engrossed Bills, reported correctly engrossed the bill of the House (H.R. 116), entitled,

H 116

"An act to provide a general road law."

The hour of 11 o'clock having arrived,

The House passed to the consideration of the special order set forth for that hour, being the consideration of the bill of the House, (H.R. 116) entitled

"An act to provide a general road law"

which was read a third time and placed upon its passage.

The question being put,

"Shall the bill pass?"

It was decided in the affirmative.

Those who voted in the affirmative were;

(Anderson (Craighead)
(Anderson (Howard)
(Avera
Barrett
Bradford
Bragg
Brumley
Burns
Causey
Cecil
Cobbey
Conwell
Griffin
Hall
Hilton
Hardin
Hannah
Hill (Calhoun)
Hoover
Lee
Moore (Carroll)
Orr
Powell
Rice
Rhea
Robinson (Lonoke)
Riddle
Rumph
Sadler
Trimble
Venable
Wells (White)
Williams
Mr. Speaker

Those who voted in the negative were;

Bealer
Chaney
Clark
Collins
Copeland
Dodson (Johnson)

Dodson (Randolph)	Poe
Durham	Russell
Greig	Sanders
Hill	Sharpe
Judkins	Slaughter
Kerr	Snyder
Maxwell	Spangler
McConnell	Taylor
Morgan	Uhlenberger
Moore (Union)	Wolfe
Moore (Woodruff)	

On the affirmative 34
On the negative 27
Not voting 32
93

So the bill was passed.

Pending the vote,

Mr. Preston rose to the clerks table to the following explanation of his vote, and asked that it be spread upon the journal viz:

Mr. Speaker:

I vote No because I believe the bill if passed will work a hardship on the people of the State who are liable to road duty.

Mr. Sanders also rose to the clerks table the following explanations of his vote, and asked that it be spread upon the journal, viz:

Mr. Speaker?

I vote no, because the exemptions in the bill leaves but few hands to work the roads, and in my opinion is class legislation, and further because the road laws now in force on the statutes of the State, more equal, more just, and far superior to this.

Under the Rule,

Mr. Rice, from the Committee on Enrolled Bills, submitted the following report, (which was received and read, viz)

Mr. Speaker:

The Committee on Enrolled Bills respectfully beg leave to report that H.R. No. 84 being an act entitled "An act to pay A.D. Johnson and Richard Jacobson detectives, for their services in bringing to arrest and punishment, Cass Matthews the murderer of Richardson, wife, & daughter was, on the 18th. day of Feby. 1875, duly signed up by the proper officer and presented to his Excellency, the Governor, for his action thereon.

Rice, Chairman

By unanimous consent?

On motion of Mr. Orr?

The House passed to the consideration of the bill of the House (H.R. 193) entitled, "An act to fix the salary of the County and Probate Judges of the County of Miller;"

together with the report of the committee on the Judiciary, recommending that the bill be amended by striking out in Section 1. "$600." and inserting in lieu thereof "$1400.".

On motion of Mr. Orr?

The report was adopted, and the amendment recommended was accordingly agreed to.

Read?

On motion of Mr. Orr?

Ordered, That the bill be engrossed for a third reading and be made the special order for 11 o'clock A.M. of the next day, February 17th 1875.

Under the order of unfinished business,
The House proceed to the consideration of the following reports, heretofore sent to the clerks table from the Committee on the Judiciary.

(Which were read, viz:

Mr. Speaker:

H. 3. The Committee on the Judiciary to whom was referred H. R. No 3. An act entitled "An act to amend Sec. 1357 of Gantt's Digest" have had the same under consideration, and herewith respectfully return it, with the recommendation that it be indefinitely postponed.

Chells, of Dist.

On motion of Mr. Filippin,

The report of the committee was adopted and the further consideration of the bill was accordingly indefinitely postponed.

Mr. Speaker:

H. 166. The Committee on Judiciary to whom was referred H. R. No 166, An act entitled "An act declaring the game of three card monte &c a felony and fixing penalties," — have had the same under consideration, and herewith respectfully return it, with the recommendation that it do pass.

Wells, of Dist.

On motion of Mr. Quertermous,

Ordered, That the bills be engrossed for a third reading, and be made the special order for 11 o'clock of Thursday, February 18th, 1875.

Mr. Speaker: The Committee on Judiciary to whom was referred H. R. No 184

An act entitled" an act for the relief of E. D. Smith", beg leave to state they have had the same under consideration and herewith respectfully return the same with a recommendation that it pass.

Wells, of Dorch.

On motion of Mr. Rice,

(Ordered) That the bill be engrossed for a third reading and be made the special order for 2 o'clock and 30 minutes P.M. on the morrow.

Mr. Speaker:

The Committee on Judiciary to whom was referred H. R. No. 197, an act entitled" An act to allow contracting parties to waive their rights under the exemption laws of this state", beg leave to state they have had the same under consideration, and herewith respectfully return the same with a recommendation that it pass, with the following amendments;- by striking out the words " of personal property", and also the words " the first and second sections of."

Wells, of Dorch.

On motion of Mr. Durham,

The report was adopted, and the amendments recommended by the committee accordingly agreed to.

(And,

On motion of Mr. Durham,

(Ordered) That the bill be engrossed for a third reading and be made the special order for 10 o'clock A.M. of Wednesday, February 17th, 1875.

Mr. Speaker: The committee on Judiciary,

H. 172. to whom was referred H. R. No. 174, an act entitled "An act to prohibit free passage being given by R. R. & Transportation Co's. to Legislative, Executive or Judicial officers", have had the same under consideration, and herewith respectfully return it, with the recommendation that it do lie on the table, subject to call.

J. Mills, Ch'n Dist.

On motion of Mr. Lacey,

The report of the committee was adopted, and the bill was accordingly laid on the table subject to the call of the House.

Mr. Speaker:

H. 184. The Committee on Judiciary, to whom was referred H. R. No. 184, an act entitled "an act to tax non-residents ~~traitors~~ in this State" have had the same under consideration, and herewith respectfully return it, with the recommendation that it do pass.

J. Mills, Ch'n Dist.

On motion of Mr. Dowell,

The bill just reported, was read a third time and placed upon its passage.

The question being put,

Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were,

Anderson (Craighead)	Mallett
Anderson (Howard)	Merriam
Baxton	Phippin
Bradford	Pullen
Bragg	Gardner
Brownlee	Greig
Burns	Hannah
Casey	Judkins
Chesnutt	Moore (Union)

Moore (Woodruff)
Pace
Powell
Rice
Rhea
Ruddle
Rumph
Russell
Sadler
Shamp
Slaughter
Taylor
Trimble
Venable
Widdberger
Wolf

Mr. Speaker?

Those who voted in the negative were:

Avera
Buck
Cobbey
Dodson (Newton)
Dowell
Foster
Hill (Calhoun)
Hill (Jefferson)
Maxwell
McConnell
Morgan
Moore (Carroll)
Orr
Robinson (Desha)
Sanders
Shinn
Smyers
Spadegler
Williams

In the affirmative 35
In the negative 19
Not voting 39
93

So the bill was passed.

A message from his Excellency, the Governor, by Mr. L. H. Hillwood, his Private Secretary, who, by unanimous consent, read the same as follows:

Executive office,
Little Rock, Ark. Feby. 17. 1875

To the
Hon. Speaker of the House,
and members thereof.
Gentlemen.

I have approved and signed "House Bill No. (one)," an act to pay (L. L.) Johnson and Richard Jacobson detectives, for detecting and bringing to punishment and execution two Masters who murdered Geo. M. Richardson, wife, and daughter", and herewith return

the same.

Very respectfully,
H. H. Starkweather,
Governor.

Mr. Wells, of Orleans, chairman of the Committee on Judiciary, made the following report:

Mr. Speaker:

The Committee on Judiciary to whom was referred H. R. No. 183, an act entitled "An act for the government of county jails and poor houses", and recommend that the bill be amended by inserting in line 13, before the word "provided" the words "or upon the public works of any municipal corporation in the county"; also, by inserting in the same section after the word "county" in line 16, the words "if the works belong to the county; and at the expense of the municipal corporation, if the works belong to a municipal corporation"; and thereupon respectfully return it with the recommendation that it do pass.

Wells
Of Orleans.

On motion of Mr. Collins,

The report was adopted, and the amendments recommended by the Committee were accordingly agreed to.

And,

On motion of Mr. Collins,

Ordered, That the bill be engrossed, and made special order for 10 o'clock A.M. of Thursday Feb. 18, 1870.

Mr Speaker: The Committee on Judiciary
No. 95. to whom was referred H.R No 95. entitled "An act to test the legality of County indebtedness," have had the same under consideration, and herewith respectfully return it, with the recommendation that it do not pass.

Wells of Dane.
Chairman.

On motion of Mr Browning,
The further consideration of the bill just reported was indefinitely postponed.

Mr Speaker: The Committee on Judiciary
H.R No 153. to whom was referred H.R No 153. an act entitled "An act to define the civil jurisdiction of Justices of the Peace." have had the same under consideration, and herewith respectfully return it, with the recommendation that it do not pass.

Wells of Dane.

On motion of Mr Browning,
The further consideration of the bill just reported was indefinitely postponed

Mr Berry, subsequently rose to the Clerks table, the following explanation of his vote on the indefinite postponement of the various considerations of the above bill. and asked that it be spread upon the journal viz;

Mr Speaker: I hope the bill will be indefinitely postponed. as it is sometimes the case that very illiterate persons get to be Justices of the Peace, for instance in Tennessee a Justice of the Peace wrote a letter to Jacob C. Skaae. (a member of Congress from that state) and spelled his name "Jekup See. Cyeger." not using a single letter in his name.

Mr Speaker: The Committee on Judiciary to whom was referred H.R. No 121 An act entitled An act to amend Section 81 of Gantts Digest. it being the Chapter relating to Jurors. have had the same under consideration, and herewith respectfully return it, with the recommendation that it do not pass.

H. 121.

Wells of Drew.

On motion of Mr Browning,

The report of the Committee was adopted, and the bill was accordingly rejected

Mr Speaker. The Committee on Judiciary to whom was referred S.B. No 86. An act entitled An act to prevent lotteries in this State. have had the same under consideration, and herewith respectfully return it. with the recommendation that it do pass.

S. 86.

Wells of Drew.
Chairman.

On motion of Mr Judkins.

The bill such reported was read a third time and placed upon its passage.

The question being put.
Shall the bill pass?
It was decided in the affirmative.
Those who voted in the affirmative,
Were,

Anderson (Braighead)
Anderson (Howard)
Avera
Barnett
Boston
Bradford
Bragg
Browning
Burnam
Causey
Cochran
Chaney
Church.
Coffey
Copeland
Dodson (Newton)
Dodson (Randolph)
Durham
Dowell
Dilpin
Fulton
Gardner
Greig
Hamrick
Hill (Calhoun)
Hoover
Judkins.
Lowe
McDonnell
Morgan
Moore (Union)
Moore (Woodruff)
Orr
Poe
Rice
Rhea
Robinson (Desha)
Ruddell
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Smyer
Spragins
Taylor
Trimble
Vaughn.
Wells (White)
Wildberger
Williams
Wood
Mr. Speaker.

Those who voted in the negative,
Were,

Messrs. Hill of Jefferson
and Maxwell

On the affirmative 65
On the negative 2
Not Voting 26
93.

So the bill was passed.

Under the regular order of business:

H.164 The House proceeded to consider the bill of the House (H.R.164) entitled an act in reference to board meetings and officers of the Arkansas Industrial University

Mr Rice moved that the bill be amended by filling the blank with the words "One thousand dollars."

Which was not agreed to.

Mr Browning moved that the further consideration of the bill be indefinitely postponed.

Mr Wildberger asked for the yeas and nays.

The question being put.

It was decided in the negative.

Those who voted in the affirmative.

Were.

Anderson (Searcy)	Hoover
Anderson (Woodruff)	Judkins
Boston	Love
Browning	Maxwell
Copeland	McDonnell
Fisher	Poe
Hill (Jefferson)	Sharpe.

Those voting in the negative were:

Acra
Barrett
Bradford
Briggs
Burns
Casey
Cochran
Chaney
Cluett
Coffey
Collins
Dodson (Newton)
Dodson (Randolph)
Durham
Dowell
Flippin
Fulton
Gardner
Greig
Handsel
Hill (Durham)
Kerr
Mangan

Allaire (Woodruff)
Orr
Powell
Rice
Rhea
Robinson (Durham)
Rudder
Rumph
Russell
Sadler
Sanders
Shinn
Slaughter
Smyre
Spangler
Taylor
Trimble
Venable
Wells (White)
Wildberger
Williams
Wolf
Mr. Speaker.

In the affirmative 14
In the negative 46
Not voting 33
93

So the House refused to indefinitely postpone the further consideration of the bill.

Mr Rumph moved that the bill be amended by filling the blanks with the words "twelve hundred dollars" and also, by striking out the word "currency."

Mr Orr moved as an amendment, that the blanks be filled with the word "One thousand dollars."

Pending the consideration of the amendments.

On motion of Mr Kerr,

The further consideration of the bill and amendments were postponed and made the special order for 3 o'clock P.M. of Tuesday February 16th 1875.

Then,

On motion of Mr Wells of White,

The House at 12 o'clock and 15 minutes P.M. took a recess until 2 o'clock and 30 minutes P.M.

After the Recess:

The House met at 2 o'clock and 30 minutes P.M.

The roll was called and the following named members answered to their names:

Anderson (Craighead)
Anderson (Edwards)
Avery
Barnett
Brown
Bradford
Bragg
Browning
Burns
Carey
Cochran
Chaney
Cluck
Coffey
Caldwell
Copeland
Dodson (Newton)
Dodson (Randolph)
Durham
Dowell
Filippini
Foster
Fulton
Gardner
Greig
Hanback
Hill (Cocke)
Hill (Jefferson)
Hooker
Judkins
Kerr
Little
Lane
Maxwell
McConnell
Morgan
Moore (Carroll)
Moore (Union)

Moore (Woodruff) — Shinn
Orr — Slaughter
Poe — Smyer
Powell — Spraggins
Rice — Taylor
Rhea — Trimble
Robinson (Desha) — Vaughan
Ruddle — Ward
Rumph — Wells (White)
Russell — Wildberger
Sadler — Williams
Saunders — Mr Speaker.
Sharpe

On motion of Mr Poe,

The leave of absence heretofore granted to Mr Fagin was extended fortenn days.

By unanimous consent;

Mr Collins from the Committee on Insurance submitted the following report which was received and read, viz:

House of Representatives
Little Rock Feby 15th 1875.

Mr Speaker;

Your Committee to whom was referred Senate Bill No 41 entitled "An act regulating insurance in this State" beg leave to state that they have had the same under consideration, and herewith return the same with the following recommendations

1st Amend Section 1, by adding after the word "Auditor" the following clause, "who is authorized for the purpose of performing the duties imposed by this act to employ one deputy, who shall receive a salary not to exceed the sum of twelve hundred dollars per annum, who shall be under the supervision of said auditor and who shall before entering upon his duties as such deputy enter into an obligation that he will not transact any

insurance as agent for insurance Company or Companies during the time he shall act as such deputy."

2nd Amend by adding the following clause to Section 6.

"The Auditor shall, on or before the 10th day of each month, make a report to the State Treasurer, showing the entire amount of fees recorded by him, and pay over the same, and the same shall constitute a fund in his hands, for the purpose of paying the expenses of the insurance department, including the salary of the Deputy herein provided for."

C. S. Collins, Chr;
J. B. Rumph.
R. H. McConnell.
Alex. Arnold.
B. F. Sanders.

The question being on the adoption of the first amendment recommended by the Committee.

Which was not agreed to.

A message from the Senate by Mr Mallard by their assistant Secretary.

Senate Chamber.
Feby 18th 1875.

Mr. Speaker:

I am instructed by the Senate to inform your honorable body of the rejection by the Senate of House Bill No 54, entitled "An act to exempt certain personal property (known herein) and to respectfully return the same.

R. H. Newton.
Secretary

H. 54.

Also a further message.

Senate Chamber,
February 18th 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the rejection by the Senate of House Bill No 127. entitled "An act to authorize the State Board of Finance to issue three hundred thousand dollars in State Bonds for the purpose of providing sufficient means to meet the current expenses of the State Government for one year from the 10th day of December A.D. 1874. and remitting the two mill tax for 1874 levied to pay the interest on the public debt in conformity with section 5 of Article Eight"

and herewith respectfully return the same.

Ino. W. Newton, Secy.

Also a further message.

Senate Chamber.
February 18th 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Memorial No 3, entitled "A Memorial to Congress to establish a mail route from Clarksburg, Drumling County California, to Corning, Colusa County Arkansas."

Also

of Senate Bill No 191. entitled "An act to prevent false packing of Coal"

and herewith respectfully submit the same.

Ino W. Newton
Secretary

Also a further message.

Senate Chamber.
Feby 13th 1875.

Mr Speaker:

S. 188. I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Bill No 188. entitled "An act to fix the compensation of assessors"
and herewith respectfully submit the same.

Thos. H. Newton.
Secretary.

Also a further message.

Senate Chamber.
February 16th 1875.

Mr Speaker:

S. 133. I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Bill No 133. entitled "An Act to change the boundary line between the Counties of Randolph and Clayton."
and herewith respectfully submit the same.

Thos. H. Newton.
Secretary.

Also a further message.

Senate Chamber.
Feby 18th 1875.

Mr Speaker

S. 192. I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Bill No 192. entitled "An act to remit the penalties or Lands surrendered or donated to Rail Roads."
and herewith respectfully submit the same

Thos. H. Newton.
Secy.

Also a further message.

Senate Chamber
Feby 13th 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Bill No 172. entitled "An act to provide for the recording of Land Patents"
and herewith respectfully submit the same.

Thos W Newton
Secretary

172

Also a further message.

Senate Chamber.
Feby 13th 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of House Bill No 147. entitled "An act to reestablish the boundary lines between the Counties of Johnson and Pope."

147.

Also

of House Bill No 159 entitled "An Act for the protection of Stock."

159.

also,

of House Bill No 155. entitled "An act to abolish the office of State Geologist."

155.

and herewith respectfully return the same.

Thomas W. Newton.
Secretary.

The question then being on the second amendment recommended by the Committee on Insurance,

On motion of Mr Dunkard,

The amendment was amended by striking out the words "including the salary of the deputy therein provided for".

The amendment was then agreed to.

Mr Browning moved that the bill be read a first time.

Pending the consideration of the motion;

By unanimous consent;

On motion of Mr Dunham,

The rule was reconsidered by which the House agreed to amend the bill.

The question then being on the second amendment recommended by the Committee, as amended

On motion of Mr Dunham,

The amendment was further amended by striking out the words "And the State shall constitute a fund in his hands for the purpose of paying the expenses of the insurance bureau."

The amendment recommended by the Committee, as amended, was then disagreed to.

The question recurring on the motion that the bill be read a first time

It was agreed to.

And,

The bill was accordingly read a first time.

By unanimous consent;

Mr. Slippin from the Committee on Counties and County Lines submitted the following report, which was received and read viz:

Mr Speaker; The Committee on Counties and County Lines, to whom was referred (HR No 176.) an act entitled "An act to change and define the lines between Bombay, Faulkner, and Van Buren Counties" beg leave to state they have had the same under consideration, and herewith respectfully return the same with a recommendation that with the accompanying amendments, to-wit- Strike out in line 14 all from the word "the" down to the word "in" in the 16th line, and insert the following;

H 176

"Range line dividing ranges thirteen and fourteen. Thence north on said line one mile to the northwest corner of section (31) volene the section line dividing sections (30) and (31) across said township line, thence east on said section line four miles, to the section line dividing sections (34) and (35)"

And recommend that it do pass, All of which is respectfully submitted

Filip Pim
Chairman.

On motion of Mr Marcus,

The report was adopted, and the amendments recommended by the Committee were accordingly agreed to.

And,

On motion of Mr Vandaveer,

Ordered, That the bill be engrossed and be made the special order for 3 o'clock P.M. of Tuesday February 16th 1875.

Mr Flippin, also from the Committee on Counties and County Lines submitted the following report which was received and Read, viz:

Mr Speaker, The Committee on Counties and County lines, to whom was referred H.B. No 152, An act entitled An act to repeal Section 4 of an act entitled "An act to organize and create the County of Garland," beg leave to state they have had the same under consideration and herewith respectfully return the same, and recommend its passage together with an additional bill to change and define the lines between the Counties of Hot Spring, Clark, and Dallas.

All of which is respectfully submitted

T. Flippin
Chairman.

H.B. 152

The bill just submitted by the Committee (H.B. 196) entitled An act to change and define the lines between the Counties of Hot Spring and Clark, and Hot Spring and Dallas.

Was read a first time.

By unanimous consent;

Under a suspension of the rules The bill was read a second time, and,

On motion of Mr Browning,

Ordered, That the bill be engrossed and made the special order for 11 Oclock and 30 Minutes A.M. on the Morrow.

H.B. 196

Thence,

On motion of Mr Browning,

The bill reported by the Committee (H.B. 152) entitled An act to repeal Section 4, of an act entitled an act to organize and create the County of Garland, approved April 5th 1873. was made the special order for 11 o'clock A.M. on the morrow.

H 152

By unanimous consent;

On motion of Mr Williamson,

The House passed to the consideration of the bill of the House (H.B. 150.) entitled An act to regulate the sale of ardent spirits near the Arkansas Industrial University, together with the message from the Senate, notifying the House that the Senate had amended the bill by inserting in section 4, after the words "in force" the words "from and after"

H 150

The Senate amendment was read a first time,

By unanimous Consent it

Was under a suspension of the rules,

The Senate amendment was read a second time,

And,

On motion of Mr Sadler,

It was made the special order for 10 o'clock and 15 Minutes A.M. on the morrow,

Adjourned.

On motion of Mr Gaylord,
The House at 4 Oclock and 20 minutes P.M.

— Adjourned. —

A. A. Pennington
Speaker.

J. V. Goulding,
Clerk.

Tuesday Morning,
February 16th 1875.

The House met pursuant to adjournment,

The roll was called and the following named members answered to their names;

Anderson (Craighead)
Anderson (Hoboard)
Ayers
Barrett
Barton
Bradford
Bragg
Bradbury
Burnes
Carey
Cochran
Chaney
Cleveland
Cluck
Coffey
Collins
Copeland
Dodson (Newton)
Dodson (Randolph)
Durham
Dowell
Filipkin
Foster
Fulton
Gardner
Greer
Hanback
Hejll (Cachum)
Hejll (Jefferson)
Hooker
Humphry
Judkins
Kerr
Little
Lane
Martin

Maxwell
McConnell
Montgomery
Moore (Carroll)
Moore (Union)
Moore (Woodruff)
Orr
Pace
Powell
Rice
Rhea
Robinson (Dorcha)
Ruddle
Rumph
Russell
Sadler
Sanders

Sharp
Shinn
Slaughter
Smyth
Spurgeon
Taylor
Trimble
Vaughan
Wall
Wells (Drew)
Wells (White)
Wildberger
Williams
Wood

Mr Speaker.

Prayer by the Chaplain.

The Journal of the preceding day was read, amended, and approved.

On motion of Mr Gardner,

Leave of absence was granted Mr Boykin for five days from Thursday February 18th 1875.

On motion of Mr Acra,

Leave of absence was granted Mr Moore of Carroll, for fifteen days from Wednesday Feby 17th 1875

By unanimous consent,

Mr Durham introduced a bill (H.R 197) entitled An act to release and remit one half of the tax levied to pay the interest on the public debt of the State for the year 1874.

4 197

Which was read a first time,

Objection being made to the further consideration of the bill;

And the question being put,

Shall the bill be rejected?

It was decided in the affirmative.

The yeas and nays being desired by five members,

Those who voted in the affirmative were,

Allen
Baxter
Bradford
Braga
Brumley
Burns
Cochran
Cusick
Coffey
Copeland
Dodson (Newton)
Dodson (Randolph)
Dowell
Fillippin
Foster
Fulton
Gardner
Hannah
Hill (Jefferson)
Little
Lowe
Martin
Moore (Carroll)
Moore (Marion)
Poe
Powell
Rice
Rhea
Ruddle
Russell
Sanders
Shipe
Shinn
Slaughter
Smyer
Spencer
Taylor
Venable
Wall
Wells (Dyer)
Wilsberger

Those voting in the negative were:

Anderson (Craighead)
Anderson (Howard)
Barrett
Casey
Chaney
Collins
Durham
Greig
Hill (Cathoun)
Kooner

Murphrey	Robinson (Durham)
Jenkins	Rumph
Kerr	Sadler
Maxwell	Trimble
McConnell	Wells (White)
Morgan	Williams
Moore (Rockingham)	Woodall
Orr	Mr. Speaker

In the affirmative 44
In the negative 26
Not voting 25
93

So the Bill was rejected.

Pending the vote,

Mr. Poe sent to the clerks table the following explanation of his vote and asked that it be spread upon the journal, viz:

Mr. Speaker:

I voted - A - for the following reasons, believing the bill to be a death blow to the financial bills passed by this House, and as a bill has passed this House to suspend the collecting of taxes for the year 1874; I voted as above.

The hour of 10 o'clock A.M. having arrived,

The House passed to the consideration of the special order set for that hour, being the consideration of the bill of the Senate (No. 91) entitled

S. 91. "An act to establish fees";

Mr. Kerr, in accordance with previous notice, moved to reconsider the vote by which the House agreed to the amendments recommended by the Committee of the whole House,

Which was agreed to.

The question then being on the adoption of the amendments,

Pending which,

A message from the Senate by Mr. Jacob Frolich, their Assistant Secretary.

Senate Chamber.
Feby. 16. 1875

Mr. Speaker: I am instructed by the Senate to inform your honorable body of the passage by the Senate of H.B. No. 110, entitled, "An Act to be entitled an act repealing an act entitled an act to remove the County seat of Conway County, passed by the General Assembly at its regular session in the year A.D. 1873 and approved April 16. of said year", And herewith respectfully returns the same.

Jacob Frolich,
Asst. Secrety.

Mr. Rice, from the Committee on Engrossed Bills, made the following report:

Which was received and read, viz:

Mr. Speaker:

The Committee on Engrossed Bills to whom was referred H.B. No. 35 an act entitled," an act to encourage mining and manufacturing in the State of Arkansas"

Also, H.R. No. 17, entitled "An act to prohibit the Carrying of wide Arms and other deadly weapons";

Also, H.R. No. 142, "An act entitled an act to define and make more perfect the lines between the Counties of Baxter, Izard and Fulton";

Also, H.R. No. 1 entitled "An act to protect the Culture of fish",

And after carefully examining the same find said bills correctly enrolled.

Rice, of Newton (Chairman);

The Question being on the adoption of the amendments recommended by the Committee of the Whole House,

Mr. Judkins called for a division of the question.

After debate,

Mr. Dodson of Newton moved the previous question which was seconded, and under the operation thereof the following amendments were separately read, considered, and disagreed to, viz:

Strike out $1.00 in section 6, after the words "For enrolling an attorney of court", and insert in lieu thereof $5.00

Strike out ".05" in section 9, after the words "For copies of records and papers for every one hundred words", and insert in lieu thereof ".10"

Strike out ".05" in section 11, wherever it occurs in relation to copying, and insert in lieu thereof "10"

Strike out ".05" in section 12 wherever it occurs in relation to copying and insert in lieu thereof "10"

Strike out ".05" in section 13 wherever it occurs in relation to copying and insert in lieu thereof "10"

Strike out ".05" wherever it occurs in the section in relation to recording and copying, for for each one hundred words, and insert in lieu thereof "10"

Strike out "1.00" in section 14 after the words "For attending each court per day", and

insert in lieu thereof "3.00."

Strike out "1.00" in section 19 after the words "For advertising elections for each township" and insert in lieu therefor "2.00"

Strike out "03" in Section 19, after the words "For mileage in serving each writ, process, notice, subpoena, or rule, except County matters, for each mile circular" and insert in lieu thereof "05", and also by adding after the word "circular", the words "All county officers shall be allowed all necessary ferriages".

Add in section 19 after the words "For advertising elections for each township", the words "shall no mileage"

Strike out in Section 19, the words "and no further or additional fee shall be allowed for advertising in newspapers."

Strike out section 20 of the bill.

Add the following proviso to Section 21. "Provided That no reduction shall be made in the fees of the collectors of taxes for the year 1874".

Strike out in Section 26 "03", and insert in lieu thereof "05"

Strike out in Section 27, the words "at the discretion of the County court".

Strike out in Section 29 "03" and insert in lieu thereof "05"

Strike out "05" in Section 30 after the words "For copy of record and papers in his office for each one hundred words" and insert in lieu thereof "10".

Strike out "50" in Section 32, after the words "For all services in relation to ferriages" and insert in lieu thereof "1.00"

(Strike out Section 33. of the bill,

(Strike out "7.00" in Section 78, after the words "Each grand or petit juror in the Circuit Court" and insert in lieu thereof ";

(Strike out "1.00" in Section 38 after the words "... jury in a Justices Court for each term ... rendered by them, to be taxed as costs ... and insert in lieu thereof "3.00"

(Strike out "75" in Section 39 after the words "For each days attendance in Criminal ... per day"; and insert in lieu ... "100")

(Strike out in Section 43 the words "... was summoned to attend as a ... cause upon which the charge ...

(Strike out in Section 48 the word "... "twenty-five (25)" and insert in lieu ... "forty (40)"

Mr. Judkins moved that the bill be ... by inserting the following Section:

(Sec. 57. That the per diem of ... the General Assembly shall be ... ders, and their mileage shall be ... per mile.

Mr. Chaney moved as an amendment ... the members of the General ... allowed no per diem.

Mr. Humphrey moved as a substitute ... members of the General Assembly be ... a per diem pay of three dollars.

Pending the consideration of the ...

On motion of Mr. Cochran,

The House, at 12 o'clock and ... P.M.,

(Adjourned)

Wednesday Morning
Febry 6th 1875.

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names:

Anderson (Breckinridge)
Anderson (Hardin)
Avent
Barnett
Boston
Bradford
Bragg
Bright
Brodnax
Burns
Carey
Cochran
Cheney
Cleveland
Cluck
Coffey
Collins
Copeland
Dodson (Scott)
Dodson (Randolph)
Dunham
Dowell
Fitzpatrick
Foster
Fulton
Gardner
Greig
Hamlett
Heill (Oldham)
Heill (Jefferson)
Hood
Humphrey
Judkins
Kerr
Lytle
Lade
Martin
Maxwell
McConnell
Morgan
Moore (Bedford)
Moore (Union)
Moore (Woodruff)
Orr
Pate
Powell
Rice
Rhea
Robinson (Dyer)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shipp
Slaughter
Snyder
Spangler
Taylor
Trimble
Vaughn
Wade
Wells (Dyer)
Wells (Lake)
Wilder
Williamson
Wise
Mr. Speaker

A quorum of the House present.
Prayer by the Chaplain.
The Journal of the preceding day read and approved.
Under the order of unfinished business,
The House proceeded to the consideration of the business pending at the hour of adjournment of the preceding day, being the consideration of the bill of the Senate (S. 91) entitled An act to establish fees, together with the pending motion, That the members of the General Assembly be allowed a per diem pay of three dollars and five cents for each mile travelled.
Mr. Martin moved that the pending motion lie on the table.
Mr. Durham asked for the yeas and nays.
The question being put,
It was decided in the affirmative.
The yeas and nays being desired by said members,
Those who voted in the affirmative were:

Anderson (Craighead)
Anderson (Hedwood)
Ayers
Barrett
Barton
Bradford
Bragg
Brigdon
Browning
Burns
Cochran
Cluck
Cobey
Dodson (Chester)
Dowell
Dupuy
Fisher
Fuller
Gardner
Greig
Hammack
Hill (Calhoun)

Doe
Martin
McConnell
Morgan
Moore (Carroll)
Moore (Lincoln)
Poe
Powell
Rice
Rumph
Shipp
Shinn
Slaughter
Smyth
Taylor
Venable
Wells (Drew)
Williamson
Mr Speaker.

Those who voted in the negative,
were,

Avery
Chaney
Dodson (Randolph)
Durham
Heill (Jefferson)
Humphrey
Judkins
Akers,
Little
Maxwell
Moore (Union)
Orr
Rhea
Robinson (Perry)
Ruddle
Russell
Sadler
Spangler
Trimble
Ward
Wells (White)
Mr. Speaker.

On the affirmative	42
On the negative	22
Not voting	29
	93

So the motion was laid on the table.

Mr Durham moved that the bill be amended by inserting the following section:

Sec- That from and after the passage of this act the per diem of members of the General Assembly shall be $4.00 and shall receive ten cents per mile mileage, for each mile travelled in going to and returning from the Capitol by the most direct route.

Mr Hoare, moved that the motion lie on the table,

Mr Durham asked for the yeas and nays.

The question being put,

It was decided in the affirmative,

The yeas and nays being decided by five members.

Those who voted in the affirmative,

Were,

Anderson (Knighind)	Hill (Oldham)
Avera	Lane
Barnett	Martin
Booker	Morgan
Bradford	Moore (Carroll)
Bragg	Moore (Washington)
Bright	Poe
Browning	Rice
Burns	Ruddle
Cochran	Rumph
Chaney	Sanders
Cooper	Sharpe
Dodson (Chewton)	Shinn
Darnell	Slaughter
Filippin	Smyer
Fisher	Taylor
Fulton	Vanmeter
Gardner	Walls (Drew)
Greig	Williams
Hendrick	Mr Speaker,

Those who voted in the negative

Were;

Anderson (Howard)	Hill (Jefferson)
Creacy	Hennybury
Deweese	Judkins
Copeland	Kerr
Dodson (Randolph)	Lattle
Durham	Maxwell

Mr Connell
Moore (Union)
Orr
Powell
Rhea
Robinson (Dooha)

Ayers
Sadler
Spangler
Grimsley
Bell
Wells (White)
Wolf

On the affirmative 41.
On the negative 25
Chor working 27
93.

So the motion was laid on the table.

Mr Wells of Dorn moved that the bill be amended, by striking out in Section 19. line 14. the words "one dollar" and inserting in lieu thereof the words "two dollars."

Mr Clarkin moved that the motion lie on the table.

Which was not agreed to.

The question recurring on the motion to amend,

It was agreed to.

Mr Connell moved to amend Section 1-2. by striking out "three" and inserting "one" also, strike out "five" and insert "ten" wherever it occurs in said section

Which was agreed to.

Mr Ayers moved that the bill be further amended by allowing witnesses the same fees allowed Jurors.

Which was not agreed to.

Pending the further consideration of the bill;

A message from the Senate by Mr Jacoway, Proctor Jr their assistant Secretary;

Senate Chamber,
Feby 17th 1875.

Mr Speaker;

I am instructed by the Senate to inform your honorable body of the passage by the Senate of S.B. 200; entitled a Bill to be entitled "An act to legalize the May term 1874 of the Madison County Circuit Court."

S. 200.

Also, Senate Bill No. 138, A Bill for an act to be entitled "An act to amend the Revenue Laws of the State."

S. 138.

And herewith respectfully submit the same,

Jacob Trolinger Jr
Asst Secretary,

Pending the further consideration of the bill;

Under the rule;

Mr Rice from the Committee on Enrolled Bills submitted the following report, which was received, and read, viz;

Mr Speaker; The Bill of the House No. 142 an act entitled An act to define and make more perfect the lines between the counties of Baxter, Izard, and Sutton

H. 142.

Also;

H.R. No 1, an act entitled An act to protect the culture of Birds,

H. 1.

Also;

The Bill of the House No. 30 an act entitled "An act to encourage mining and manufacturing in the State of Arkansas.

H. 30

Also,

H.12 An act entitled "An act to prohibit the carrying of side arms and other deadly weapons" having been signed by the proper officers, was on the 16th day of Feby 1875, delivered to His Excellency, the Governor, for his action thereon.

J. A. Rice
Chairman.

A message from His Excellency the Governor, by Hon. Col. Wood, his Private Secretary, was by unanimous consent read the second time as follows viz:

Executive Office
Little Rock, Ark. Feby 16th 1875.

To the Hon. Speaker and Members of the House of Representatives,
Gentlemen,

H. 20 I have approved and signed House Bill No. 20, An act to encourage Mining and Manufacturing in the State of Arkansas, also Senate Bill No 12, An act entitled An act to prohibit the carrying of side arms and other deadly weapons."
H 142 Also, House Bill No. 143, An act to define, and make more perfect the line between the Counties of Baxter, Izard, and Fulton, Also, House Bill No 9, An act to protect the culture of Fish, and therewith return the same,

Very Respectfully,
A. H. Garland,
Governor.

Ptd.
On motion of Mr Little.

The bill was further amended by striking out in last line of section 11, the words "twenty five cents" and inserting in lieu thereof the words "one dollar".

On motion of Mr Greig,

The bill was further amended by striking out in section 39, line 6, the words "one dollar" and inserting in lieu thereof the words "one dollar and fifty cents" also, by striking out in line 7, same section the words "twenty five cents" and inserting in lieu thereof, the words "one dollar and fifty cents."

Mr Moore of Union, moved that the bill be further amended by inserting the following section,

Section That members of the General Assembly shall receive for all services including mileage, not exceeding the sum of Three hundred dollars $300 00, each for the term of office.

Which was not agreed to.

Mr Collins moved that the bill, be read a third time and placed upon its passage.

Mr Dodson of Newton, moved the previous question; which was, seconded, and under the operation thereof the bill was read a third time, and placed upon its passage.

The question being put,
Shall the bill pass?
It was decided in the affirmative,
Those who voted in the affirmative,
Were,

Anderson (Craighead)
Anderson (Howard)
Avera
Barrett
Boston
Bragg
Bright
Burns
Carey
Cochran
Chaney
Clark
Coffey
Dodson (Newton)
Dodson (Randolph)
Dowell
Flippin
Foster
Fulton
Gardner
Greig
Hannah
Hill (Calhoun)
Hooper
Humphry
Judkins

Fore
Mardin
McConnell
Mangum
Moore (Cannon)
Orr
Rhea
Rumple
Russell
Sanders
Sharpe
Skinner
Smyer
Taylor
Trimble
Venable
Wells (Dyer)
Wells (White)
Williams
Wolf

Mr Speaker,

Those who voted in the negative,

Were,

Bradford,
Browning
Collins
Copeland
Durham
Hill (Jefferson)
Little
Maxwell
Moore (Union)
Moore (Woodruff)
Pal
Powell
Rice
Robinson (Decatur)
Ruddle

Slaughter
Spangler
Ward
Wildberger

On the affirmative 47
On the negative 20
Chair voting 26
93.

So the bill was passed,

Pending the vote;

Mr Chaney sent to the Clerks table the following explanation of his vote, and asked that it be spread upon the Journal viz;

Mr Speaker; I vote for this free bill, not that I think it comes near meeting out equity, or justice, to the outraged, down trodden people of the State, nor that it is in sympathy with the oppressed people, but because it is a little better than the iniquitous fee bill now disgracing the Statute books, under which the people have groaned for eight long years.

By unanimous Consent;

Mr Durham submitted the following Resolution which was read, Considered, and agreed to, viz;

Resolved, That the Governor be requested to have published through out the State, for the benefit and information of the people, An act recently passed by this General Assembly, and approved by his Excellency, entitled "An act to prohibit the Carrying of side arms, and other deadly Weapons;"

Under the rule;

Mr Rice, Chairman of the Committee on Enrolled Bills made the following report; which was received and read, viz;

H. 110.

Mr Speaker: The Committee on Enrolled Bills to whom was referred H.R.No. 110 An act entitled An act repealing an act entitled An act to remove the County Seat of Conway County, passed by the General Assembly at the regular Session in the year A.D. 1873, and approved April 16th of said year;

Have after carefully examining the same, find said Bills correctly Enrolled;

Rice
Chairman,

Mr Little in accordance with previous notice, rose to the Clerk table the following motion to reconsider the vote by which the House agreed to pass the Bill of the Senate (S. No 59) entitled An act to relieve the tax payers of this State, and to expedite the enforcement of the Collection of taxes for the years 1873 and 1874.

S. 59.

Which was read viz;

Mr Speaker;

I now make a reconsideration of the vote on Senate Bill No 59, and in making this motion I do it because I believe that the passage of the bill in its present shape, I that is, with only 15 per cent penalty for not paying taxes for the years mentioned therein, will work a hardship on many poor persons, that by a small effort, on their part, could even borrow money and pay their taxes much cheaper now, while scrip, is low, than they can do one year hence, when scrip will be much higher. And I further believe that

the Paper one year hence, will more than
this General Assembly for passing a bill
of this kind, with only 15 per cent penalty
while scrips of all kinds are low, and
in reality it will only take a small a-
mount of currency to pay their taxes,
and I believe it will be not only against
the people to pass this bill in its pres-
ent shape, but will be working in favor
of the large scrip holders.
And, further, this bill seems as if
it may have been gotten up for the
benefit, not of the people, but the
scripholders themselves, believing
that their scrip will enhance in one,
or two each 100 per cent, perhaps more,

Mr McConnell moved that the motion
lie on the table.

Which was not agreed to.

The question then being on the motion
to reconsider.

It was not agreed to.

Under the rule,

Mr Judkins from the Committee on
Engrossed Bills, submitted the
following report, which was
received and read, viz,

Mr Speaker: Your Committee on
Engrossed Bills have had under
consideration (H.R 196.) entitled An act H.196.
to change and define the lines between
the Counties of Clark, Hot Spring,
and Dallas.

Also, (H.R 189.) en- H.189.
titled An act for the relief of E. P. Leigh.

Also, (H.R 193.) entitled An act H.193.
to fix the salary of the County and
Prosecuting Judge of the County
of Miller

H166 Also (HR 166.) entitled An Act declaring the game of three card monte &c. a felony, and fixing penalties,

H192 Also, (HR 192.) entitled An act to allow contracting parties to waive their rights under the exemption laws of this state.

Also,

H123 HR No 123. An act entitled An act for the government of County Jails and Farm Farms.

Also,

H126 HR No 126. An act to define the duty of County Judges of the state of Arkansas, in cases of Bastardy and Rape.

Also,

H149 HR 149. An act to authorize the State Board of Finance to bond the School funds thereafter paid into the State Treasury in Auditors Warrants, & Treasurers Certificates."

Also,

H176 HR No 176. An act entitled An act to change and define the lines between Conway, Faulkner, and Van Buren Counties,

and find said Bills correctly Engrossed

Respectfully Submitted;

J. O. Judkins

Chairman.

The report of the Committee was received.

Under the order of unfinished business;

The House proceeded to the consideration of the special order set for 11 o'clock A.M. of the preceding day, being the consideration of the Bill (HR 149.) entitled An act to authorize the State Board of Finance to bond the school funds thereafter paid into the State Treasury in Auditors Warrants or Treasurers Certificates,

which was read a third time and placed upon the passage.

The question being Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were,

Anderson (Craighead)
Anderson (Howard)
Avera
Barrett
Bradford
Bragg
Bright
Browning
Burns
Carey
Church
Cobby
Collins
Dodson (Cheatham)
Dodson (Randolph)
Durham
Dowell
Filippini
Fisher
Fulton
Gardner
Greig
Heartsill
Hill (Calhoun)
Hill (Jefferson)
Hooper

Judkins
Kerr
Little
Lowe
Markham
Maxwell
McConnell
Morgan
Moore (Carroll)
Moore (Union)
Moore (Woodruff)
Orr
Pace
Powell
Rice
Rhea
Robinson (Perry)
Ruddell
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Snyder
Vaughan
Vaughn
Trimble
Daniel
Wall
Webb (Crawford)
Webb (White)
Wilkerson
Williams

Messrs Shaney and Campbell voted in the Negative.

On the affirmative	62
On the Negative	2
Not voting	29
	93.

So the bill was passed.

On motion of Mr Sadler.

The title of the bill was amended by inserting after the words "School Funds" the words "Now on Hand or."

The House passed to the Special order for 10 o'clock and 15 minutes A.M. of the preceding day, being the consideration of the Bill of the House (H.R. 150.) entitled An act to regulate the sale of and dual practice and the Arkansas Industrial University. together with the Senate amendment thereto,

Which was read a third time.

The question being put,

Shall the House concur in the Senate amendment?

It was decided in the affirmative.

Those who voted in the affirmative,

Were,

Anderson (Craighead)	Knight
Anderson (Howard)	Lindsey
Arena	Burns
Barnett	Casey
Bradford	Chaney
Bragg	Clack

Coffey	Orr
Collins	Pace
Copeland	Powell
Dodson (Newton)	Rice
Dodson (Randolph)	Rhea
Durham	Robinson (Dekalb)
Dowell	Ruddle
Flippin	Rumph
Foster	Russell
Fulton	Sadler
Gardner	Saunders
Greig	Shapard
Hannah	Shinn
Hill (Calhoun)	Slaughter
Hill (Jefferson)	Smyley
Hooper	Spangler
Humphrey	Taylor
Jenkins	Grimes
Kerr	Saunders
Little	Vance
Love	Wells (Drew)
Martin	Wells (White)
Maxwell	Wildberger
McConnell	Williamson
Morgan	Wood
Moore (Carroll)	
Moore (Union)	
Moore (Woodruff)	Mr. Spencer.

On the negative none.

On the affirmative 66.
On the negative —
Not voting 27
93.

So the amendment was concurred in.

By unanimous consent:

H.198. Mr. Humphry introduced in a bill (H.B. 198.) entitled An act to prevent the sale of Alcoholic spirits or vinous liquors within a distance of two miles of the site of Jackson Clinic near White County Arkansas, together with the following evidence of the necessity

Notice having been given of the intention to introduce the bill, viz:

Notice is hereby given that a bill will be introduced in the General Legislature of the State of Arkansas to prevent the sale of ardent spirits and fermented liquors within two miles of Judson University, except for Medical and mechanical purposes January 4th A.D. 1875

R. C. Downing.
A. J. James
P. L. Parker.
I. D. Nichols.

State of Arkansas }
County of White } I. D. Nichols, being duly sworn according to law, saith that the above notice was posted in five conspicuous places on the 4th day of January 1875, within the corporation of Judson Univ.

I. D. Nichols

Sworn and subscribed before me this 4th day of February 1875.

C. G. Jacquet
Notary Public.

To the Honorable
The Senate and House of Representatives of the State of Arkansas:

We, the undersigned citizens of White County, Arkansas, living within two miles of the location of Judson University most respectfully ask that an act be passed by your honorable bodies prohibiting the sale of wineholes or fermented liquors within two miles of the site of said Judson University, except for medical or mechanical purposes:

Very Respectfully,

Your obedient servants,

T. R. Hall
James A. McCauley
John D. Young
Felix Owen
R. H. Owen
B. F. Montgomery
J. V. Deering
Isaac his X mark Freeman
P. Barber
E. Hilton
Daniel Bunnell
Nels. Nelson
P. Fred. Wheeden
Abram his X mark Freeman
R. L. Browning
L. L. Marsh
J. Bishop
J. Orlen Thomas
F. E. Noake
M. H. Copeland
James Bicknell
Charles Marsh
Thomas Lewis
W. L. Church
J. H. Browning
C. T. James
E. W. Briggs
P. E. Barker
W. A. Burlan
John Bernard
J. W. Edie
C. Meredith
W. P. Lawton

T. O. Nichols
Urban his X mark Walls
Matt his X mark Phillips
J. P. Andrews
W. D Rainey
C. V. Rammeter
Thos. F. Taylor
J. H. Barber
W. W. Best
James McCauley
George L. McCauley
Lucker Green
John Nelson
John Weaver
E. T. Church
J. W. Wheeler
Ben Wallace
Wm Gilmore
A. W. Ford
L. E. Smith
W. T. Barker
T. R. Waller
O. W. Wheaton
O. F. Henry
John Patrick
W. M. Huff
Wm A. Haddle
Jas. F. Burke
John B. Key
Wm Beaver
Jas. M. Key

The bill was read a first time
By unanimous consent
Under a suspension of the rules,
The bill was read a second time,
On motion of Mr. Collins,
The bill was amended by inserting

the word "medicinal" the word "chemical".

Then,

On motion of Mr. Humphrey

Ordered, That the bills be engrossed for a third reading and made the special order for ten o'clock A.M. of Saturday February 20th, 1875.

Under the order of unfinished business,

The House passed to the consideration of the special order set for 2 o'clock and 30 minutes P.M. of the preceding day, being the consideration of the bills of the House (H.R. 189, entitled

89 "An act for the relief of L.B. Smith"

which was read a third time and placed upon its passage.

The question being put,

Shall the bills pass?

It was decided in the affirmative.

Those who voted in the affirmative were:

Anderson	Moore (Camden)
Barrett	Moore (Union)
Browning	Moore (Westcliff)
Collins	Powell
Dunham	Rice
Dowell	Robinson (Richm.)
Foster	Ruddle
Fulton	Sadler
Gardner	Sharpe
Hannah	Shinn
Hoover	Slaughter
Humphrey	Smyers
Judkins	Taylor
Kerr	Venable
Little	Wall
McConnell	Wells (Drew)

Wildberger.

Those who voted in the affirmative were:

Avera	Nix (Jefferson)
Bradford	Martin
Bragg	Maxwell
Bng (Bk)	Morgan
Burns	Orr
Casey	Poe
Chaney	Rumph
Chuck	Russell
Coffey	Spangler
Copeland	Trimble
Dodson (Newton)	Wells
Dodson (Randolph)	Williams
Filippin	Mr. Speaker
Greig	Wolf
Hill (Cashaw)	Zanders

In the affirmative 33
In the negative 30
Not voting 30
93

So the bill was passed.

Under the rule,

Mr. Rice, from the committee on Enrolled Bills, submitted the following report, which was received and read, viz:

Mr. Speaker:

The bill of the House No. 110, "An act entitled "an act repealing an act entitled an act to remove the county seat of Conway County, passed by the General Assembly at its session in the year A.D. 1873, and approved April 16th of said year", — having been signed by the proper officers, were, on the 17th. day of February 1875 delivered to his Excellency, the Governor for his action thereon.

J. A. Rice,
Chairman.

Then,

On motion of Mr. Wildberger,

The House, at 1 P. o'clock and 16 minutes P.M. took a recess until 2 o'clock and 30 minutes P.M.

After Recess

2 o'clock and 30 Minutes

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names.

Anderson (Craighead)	Humphrey
Anderson (Howard)	Hutchins
Avery	Kerr
Barrett	Little
Boston	Love
Bradford	Martin
Bragg	Maxwell
Bright	McConnell
Browning	Morgan
Burns	Moore (Camden)
Casey	Moore (Union)
Cochran	Moore (Woodruff)
Chaney	Orr
Chick	Pace
Coffey	Powell
Collins	Rice
Copeland	Rhea
Dodson (Newton)	Robinson (Desha)
Dodson (Randolph)	Ruddle
Dunham	Rumph
Dowell	Russell
Elliptin	Sadler
Eolin	Saunders
Fulton	Sharpe
Gardner	Shinn
Greig	Slaughter
Hannah	Snyder
Hill (Calhoun)	Spangler
Hill (Jefferson)	Taylor
Hoover	Trimble

Venable	Middleton
Wall	Williams
Wells (Drew)	Wood
Wells (White)	Mr. Speaker

On motion of Mr. Browning,

Leave of absence was granted Mr. Delaviaux for ten days on account of sickness in his family.

On motion of Mr. Moore, of Union the leave of absence heretofore granted Mr. McRea was extended for ten days.

On motion of Mr. Kerr, leave of absence for twenty days was granted Mr. Dowell or until the adjournment of the General Assembly, should it do so prior to the expiration of the twenty days.

By unanimous consent, Mr. Wells of Drew, Chairman of the Judiciary, made the following report, which was received and read, viz:

Mr. Speaker.

The Committee on the Judiciary, to whom was referred A.B. No. 90, an Act entitled," An act for investigating and paying a claim of Lycurgus S. Johnson and Daniel H. Reynolds, presented to the General Assembly against the State," have had the same under consideration, and herewith respectfully return it, with the recommendation that it do pass.

A.B.

The bill provides that the whole subject be referred to the Board of Finance, who are directed to investigate the claims, have the work re-surveyed, and the calculations upon the work made, before any action is taken. As the Board of Finance is composed of the Gov., the Hon. U. M. Rose, and Gordon N. Peay, whose ability and integrity are unquestioned, who are thus directed to make a careful investigation of the

the facts of this case and the law which applies to it. The Committee are of opinion that the interests of the state will be perfectly safe in their hands.

It would be impossible for the General Assembly to act intelligently upon this case without further proof and evidence and as the Finance Board are directed to procure these facts before they take action, is an additional reason with the Committee for referring the whole subject matter of the claim to the said Board of Finance.

Mills, of Drew
Chairman.

Mr. Rice, Member of the Committee on the Judiciary, by unanimous consent, made the following Minority report on the same subject, which was received and read viz:

House of Representatives,
Little Rock, Feby. 15th. 1875.

Mr. Speaker,

The minority of your Judiciary Committee, to whom was referred Senate Bill No. 96, in dissenting from the opinion of the majority recommending the passage of the same, beg leave to give the following reasons for their adverse report:

1st. This is clearly a special measure, if we are not entirely misled as to the plain meaning of an ordinary word of the English language. Sec. 26 of Article 5 of the Constitution was placed there for a purpose, and was not intended to be a dead letter, to be respected or ignored at the caprice of legislatures, to be used by them as a convenient method to defeat unpopular measures, or to be forgotten whenever a popular enactment presented itself.

We are satisfied that if we, thus early in our political history for the purpose of benefitting a few

of our citizens, violate the plain meaning of the section referred to, we will set a precedent which will not only nullify that portion of our Constitution referring to local and special bills, but we will leave our doors open to perhaps a not unfounded suspicion, that our pledges and promises were mere like "sounding brass and tinkling cymbals", and that we will in the end be no more prepared to respect Constitutional barriers than were those whom we have censured.

2d. The entire claim should be rejected, because we believe that it is unjust. The law under which the levee contracts were made has been almost universally viewed with suspicion, and doubts have been freely expressed as to its validity; so much has this opinion obtained that the expression that "if any of the bonds against the state should be resisted, the 'Choctaw Levee Bonds' should be the first sacrificed", has passed into a proverb, and even the General Assembly has already passed a law restraining the Levee Commissioners from receiving them for swamp lands thereby in express terms by our official act expressed a doubt whether we will, after we receive the report from the State Board of Finance, acknowledge the binding force of the law under which they were issued. Furthermore, it is a fact that under these levee contracts the contractors were paid four prices for their work; and this, combined with the circumstances rendered the enterprise so obnoxious that although there were besides these claimants other contractors who, according to the estimate, had unpaid balances against the state, their claims were not presented, even to the legislature of 1873. It was currently believed that inasmuch as there was a contest as to the validity of the statute, and inasmuch as the contractors had received already in cash value a very large remuneration for the service performed, the claims for unpaid balances

would not be passed;— and they never have until the present instance. Should we approve this claim it will compel us to admit others of a similar character whenever presented, and at the same time commit ourselves not only to the policy of admitting to the fullest extent the validity of the law under which the bonds were issued, but compel us to acknowledge them of equal dignity with our state scrip. This would be a plain contradiction of the funding bill approved Dec. 2nd 1874, our joint Resolution instructing the Finance Board to marshall and adjust by compromise the debt of the state other than the floating debt, and our act restraining the Land Commissioner from receiving Levee bonds for State taxes. 3rd. The claim presented as it is, even admitting the binding force of the law under which the contract was performed, and admitting that claimants have not already received a full equitable compensation for their work, (which we cannot do) should not be respected, because it would be in plain contradiction of the contract itself.

By the terms of the contract, claimants were to receive thirty year bonds. In consideration of this, the Contractor received four prices for the work and the tax ridden people were not compelled to pay the principals until the end of thirty years; and then only in case the bonds should not be absorbed by state lands. Under the operation of this bill they are to receive cash in Auditors warrants or its equivalent; and at the very time when we are struggling against wind and tide to return to a currency basis, we needlessly, and in the face thereof, unjustly tax the tax-payers, place outselves $100,000 further away from that basis.

In addition to this it is contrary to the terms of the contract which provides that no tax shall be

levied to pay either the principal or interest on the debt created, except against the lands immediately affected. This bill appropriates assets belonging to the State at large to pay a contract debt against Pickett County, thereby transferring the tax to lands all over the State. Should the House see fit to disagree with us with regard to the rejection of the claim, we will suggest that the bill be so amended as to strike out all that portion of the bill authorizing the Finance Board to credit the same upon the judgements, and inserting an authority to deal with the same as any other lease claims.

We are persuaded that this would be just both to the claimants and the taxpayers, especially as it appears in evidence that the failure to pay claimants in thirty year bonds two years ago at the meeting of the legislature was not owing to neglect or default on part of the State, but because of failure of claimants to bring forward their accounts at that time.

5th. The claim should be rejected in its present shape because it is directly contrary to the spirit of the former resolution of this General Assembly, authorizing the Finance Board to accept proposals for the adjustment of outstanding claims, and report to the next General Assembly.

It is urged that the judgements are due now. A very simple manner would be that this General Assembly would by appropriate act stay such execution until such time as the Board shall make its report.

6th. In conclusion, we beg leave to respectfully suggest that as this is a appropriation of assets of the State, not provided for under pre-existing laws, the same cannot constitutionally be enacted, unless it receive a majority of two thirds of the members of each House elected and voting. See Section

Article V. For these and other reasons we recommend that the bill do not pass.

C. A. Collins
of Pulaski.

J. A. Rice,
of Benton

W. O. Barnett
of Dallas,

The question being on the adoption of the minority report,

The yeas and nays were called.

The call was sustained, and the yeas and nays ordered.

The question being upon, Shall the minority report be adopted?

It was decided in the affirmative.

Those who voted in the affirmative were:

Anderson (Craighead)
Anderson (Howard)
Avera
Barnett
Bradford
Bragg
Bright
Casey
Chaney
Colvin
Cobbey
Collins
Dodson (Newton)
Dowell
Flippin
Greig
Hill (Calhoun)
Hoover
Humphrey
Martin
McConnell
Morgan
Moore (Carroll)
Moore (Union)
Moore (Woodruff)
Orr
Powell
Rice
Riddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Spangler

Trimble
Wall
Wells (White)
Williams
Wolf.

Those who voted in the negative were:

Boston
Browning
Burns
Copeland
Durham
Foster
Fulton
Gardner
Hannah
Hill (Jefferson)
Judkins
Kent
Little
Maxwell
Pal
Robinson (Dade)
Slaughter
Taylor
Venable
Wells (Dent)
Wildberger
Mr. Speaker

In the affirmative 41
In the negative 92
Not voting 30
93

So the minority report was adopted.

Then,

On motion of Mr. Humphrey,

The House at 5 O'clock P.M. adjourned until 8 O'clock and 30 minutes for the morrow.

J. H. Spaulding, Clerk.

T. A. Pennington
Speaker.

Thursday Morning,
July 18th 1875.

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names:

Anderson (Craighead)
Anderson (Howard)
Arnett
Barnett
Boston
Bradford
Bragg
Brigham
Brockman
Burns
Casey
Cochran
Chaney
Church
Coffey
Coldwell
Copeland
Dodson (Newton)
Dodson (Sandridge)
Durham
Durrett
Fitzpatrick
Forbes
Fulton
Gardner
Greig
Hanshaw
Hill (Cocheran)
Hill (Jefferson)
Hooper
Humphrey
Jackman
Keen
Little

Love
Hardin
Maxwell
McConnell
Morgan
Moore (Carroll)
Moore (Obion)
Moore (Washington)
Orr
Poe
Powell
Rice
Rhea
Robinson (Dena)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Smythe
Spraggins
Taylor
Trimble
Venable
Wall
Wells (Drew)
Wells (White)
Wilbourn
Williams
Wood
Mr Speaker,

A quorum of the House present.

Prayer by the Chaplain.

The Journal of the preceding day was read and approved.

Mr Sharpe asked and obtained leave of absence for fifteen days from Saturday February 20th 1875.

On motion of Mr Sharpe,

Leave of absence was granted Col Taylor for four days from Monday February 22nd 1875.

By unanimous consent,

Mr Gardner introduced a bill (H.R. 199.) entitled an act to remit the taxes levied upon the real estate of Hinds and Bradley Counties by means of the increase of assessment of the years 1871. and 1873. made by order of the State Board of Equalization,

Which was read a first time.

By unanimous Consent,

Under a suspension of the rules,

The bill was read a second time,

And,

On motion of Mr Browning,

Was referred to the Committee of Ways and Means, with instruction to report on Saturday Feby 20th 1875.

Mr Dunham moved that the House resolve itself into the Committee of the Whole House, on the bill of the Senate, (S. 90.) entitled an act providing for investigating and paying

a Claim of Lycurgus L. Johnson, and Daniel A. Reynolds. Presented to the General Assembly against the State, for the purpose of obtaining a statement of the Case from one of the Claimants.

Pending the consideration of the motion,

A message from the Senate by Mr Jacob Frolich their assistant Secretary;

Senate Chamber
February 17th 1875.

Mr Speaker!

I am instructed by the Senate to inform your honorable body of the Concurrence by the Senate in the amendment by the House in the way of a proviso to section 1. of Senate Bill No. 76. entitled "An act to regulate the collection of County Taxes." for the Year 1874."

S. 176.

Respectfully
Jacob Frolich,
Asst Secretary,

Also a further message,

Senate Chamber,
February 18th 1875.

Mr Speaker,

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Bill No. 72. entitled "An act to fix the number and salaries of Clerks and employees of the different State departments."

S 72

Also, Senate Bill 199. "An act for the relief of J. M. McClintock, and his securities"

S 199.

Also, Senate Bill 208. "A Bill to be entitled An act to provide for payment of expenses of the last illness and burial of the Hon John W. Williams."

S. 208

and herewith respectfully submit the same.

Also, a further Message:

Senate Chamber,
Dec'y 18th 1874.

Mr Speaker,

I am instructed by the Senate to inform your honorable body of the passage by the Senate, of Senate Bill No 209, entitled a Bill for an act to be entitled An act to authorize the Treasurer of State to convert all United States securities in his custody, belonging to any permanent fund of this State, and all United States currency in the Treasury into bonds of this State, authorized to be issued under act of the General Assembly — approved December 23 1874.

And herewith respectfully submit the same.

Jacob Englich,
Asst Secretary.

The question being on the motion that the House resolve itself into the Committee of the Whole House,

After debate,

The motion was agreed to,

And,

The House accordingly resolved itself into the Committee of the Whole House for the purpose of hearing the statement of the claim of Lycurgus L. Johnson, and Daniel McReynolds, against the State,

After sometime spent therein,

The Speaker resumed the Chair,

And,

Mr Slaughter reported that the Committee had heard the statements of General Daniel H. Reynolds, one of said Claimants.

Mr Collins moved that the Committee of the Whole House be discharged from the further consideration of the subject.

Which was not agreed to.

The House then passed to the consideration of the special order for 10 o'clock A.M. being the consideration of the bill of the House. H. 143 (H.R. 144.) entitled An act for the government of County Jails and Poor-Houses.

Which was read a third time and placed upon its passage.

The question being put,
Shall the bill pass?

It was decided in the affirmative

Those who voted in the affirmative,

Were;

Anderson (Bridgehead)	Durham
Anderson (Harland)	Gardner
Avera	Greig
Bradford	Hannah
Bragg	Hill (Calhoun)
Bridgers	Hosmer
Browning	Judkins
Burns	Kerr
Causey	Lord
Cochran	Martin
Chaney	Moore (Union)
Chuck	Orr
Coffey	Rice
Collins	Rumph
Dodson (Chowan)	Russell

Sanders
Shinn
Slaughter
Taylor
Vedder

Wells (Drew)
Wells (White)
Wildberger
Williamson
Mr Speaker

Those who voted in the negative:

Nene.

Barrett
Boehm
[redacted] (Randolph)
Fakes
Fulton
Humphrey
Little
Maxwell
McConnell
Morgan
Moond (Carroll)
Moore (Woodruff)
Poe
Powell
Rhea
Rudder
Sadler
Sharpe
Smyers
Spangler
Trimble
Wall
Wolf

On the affirmative 39
On the negative 25
Not voting 31
(95)

So the bill was passed.

By unanimous consent:

On motion of Mr Humphrey,

S. 209. The House proceed to the consideration of the bill of the Senate (S. 209.) entitled An act to authorize the Treasurer of State to convert all United States securities in his custody belonging to any permanent fund of the State, and all United States currency in the Treasury into bonds of the State, and authorized to be issued under An act of the General Assembly, approved December 23d 1874.

Which was read a first time.

By unanimous consent:

Under a suspension of the rules,

The bill was read a second time,

And,

On motion of Mr Humphrey,

The further consideration of the bill was made the special order, in the Committee of the Whole House for 11. o'clock A.M. on the morrow.

Thus,

On motion of Mr Moore of Carroll,

The House at 12 o'clock and 6 minutes P.M. took a recess until 2 o'clock and 30 minutes P.M.

After the Recess,

The House met at 2 o'clock and 30 minutes P.M.

The roll being called it appeared that the following named members were present, and answered to their names viz:

Anderson (Craighead)	Moore (Woodruff)
Anderson (Richard)	Orr
Barrett	Poe
Bocher	Powell
Bradford	Rice
Bragg	Rhea
Bright	Robinson (Dacus)
Browning	Ruddle
Burnes	Rumph
Carey	Russell
Cochran	Sadler
Chaney	Sanders
Cheek	Sharpe
Coffey	Shinn
Collins	Slaughter
Dodson (Newton)	Snyder
Dodson (Randolph)	Spraggins
Dunham	Sugler
Flippin	Trimble
Booker	Vaughn
Fulton	Vaal
Gardner	Wells (Reed)
Greig	Wells (Cobb)
Hill (Jefferson)	Wildberger
Hooker	Williams
Humphrey	Wood
Judkins	
Little	
Lane	
Martin	
Maxwell	
McConnell	
Morgan	
Mosdell (Carroll)	
Moore (Union)	Mr Speaker.

By unanimous consent;

On motion of Mr Russell.

@ 90. The House proceed to the consideration of the Senate (C. 70.) entitled An Act providing for investigating and paying a claim of Lycurgus L. Johnson, and Daniel A. Reynolds. Presented to the General Assembly against the State.

Mr Rice moved that the bill be amended by striking out all after the words "Johnson and Reynolds" on the 19th line, to the end of the section, And inserting as Section 2. Sec 2. Said Board is hereby authorized to compromise and compound the said claim in the same manner and under the same restrictions, as they have been heretofore authorized to compromise the other outstanding indebtedness of the State. And the Chancellor of the Pulaski Chancery Court is hereby authorized and empowered to suspend and stay execution upon the judgements heretofore mentioned until the said Board shall report to this or the next General Assembly, and all interest that may accrue upon such judgements until such report shall be made, is hereby remitted.

Mr Slaughter moved as an amendment that the following proviso be added to section 2. viz:

Provided the said Board of Finance shall report their action thereon to this or the next General Assembly; and, unless the same be rejected, by the General Assembly, the findings and allowances of said Board shall operate in all respects as herein provided for.

Mr Chaney moved as a substitute that section 2. be amended by adding the following proviso. viz:

Provided, That the proceedings and finding of said Board shall be final unless rejected by the General Assembly at the next Session, and if rejected, the lien of the Board, and said decree, shall remain binding and effectual as if this act had not been passed,

After debate,

The substitute motion was agreed to,

On motion of Mr Marken,

The bill was further amended by adding the following additional proviso to Section 2. viz;

Provided, further, That this act shall only pass as a skeleton of Judgement, And that no credit shall be entered before the final action of the General Assembly on the claim,

Then,

On motion of Mr Dunham,

The bill was read a third time and placed upon its passage,

The question being put,

Shall the bill pass?

It was decided in the negative,

Those who voted in the affirmative,

Were,

Boston,
Browning,
Burns
Cochran
Chaney
Dodson (Randolph)
Dunham
Foster

Hannah
Hill (Jefferson)
Jenkins
Kerr
Lewis
Lowe
Moore (Union)
Page
Rea
Robinson (Dekalb)
Ryddle
Sharpe

Shuman
Slaughter
Taylor
Venable
Wall
Wells (Drew)
Wilderson
Williams

Mr Speaker.

Those who voted in the negative,

Were,

Anderson (Craighead)
Anderson (Howard)
Avery
Barnett
Bradford
Bragg
Bright
Casey
Clark
Coffey
Collins
Dillahunty
Dipprin
Dreyer
Hill (Calhoun)
Hudson
Humphrey
Martin

Maxwell
McConnell
Morgan
Moore (Conway)
Moore (Woodruff)
Orr
Powell
Rice
Rumph
Russell
Sadler
Sanders
Smyer
Spencer
Stinnett
Wells (White)
Wood

On the affirmative 31.
On the negative 54
Not voting 25.
110

So the bill was not passed.

Pending the vote;

The following explanations were sent to the Clerks table with the request that they be spread upon the Journal, viz:

By Mr Collins,

Mr Speaker:

1.90. On explanation of my vote on Senate Bill 90. I said, and that inasmuch as the bill, as amended in a measure, constraining the action of the future legislature, by the suggestion of this legislature, an objection that could not have been urged against the bill, had the amendment of the Minority of the Committee been adopted, & I make "no"
Had that amendment been incorporated in the bill I should, have voted for it cheerfully.

By Mr Hill, of Calhoun

Mr Speaker;

I am not in favor of repudiating a single dollar of our just indebtedness, but I am opposed to increasing up any claim by legislature before being investigated by the state Board of Finance, & therefore, I make No.

By Mr McConnell,

Mr Speaker;

Believing that the whole [illegible] system of the law heretofore placed, on the subject of levies were intended as a fraud; and that a great amount of the levies that have been paid for several times as enormous prices; And believing that this body should have nothing to do with the matter, I vote "No."

By Mr Sanders,

Mr Speaker:

I vote No because I believe this bill is [illegible] on the do contradictory. tax [illegible]

citizens of this state. one of the most stupendous frauds that has been brought forward in the past eight years. Radiculing legislation in the past since and indignificance compared with this stupendous fraud on the people of this state.

The roll was then announced as above.

And, then,

On motion of Mr Greig,

The House at 5 Oclock and 2 minutes. P.M.

Adjourned

J. W. Spaulding, Clerk.

T. J. Pennington Speaker.

Friday Morning, January 19th 1895.

The House met pursuant to adjournment,

The roll was called and the following named members answered to their names,

Anderson (Craighead)	Bragg
Anderson (Hot Spring)	Bridges
Acuff	Browning
Barrett	Burns
Boaton	Craig
Bradford	Cockrum

Chaney
Clark
Coffey
Collins
Copeland
Dodson (Newton)
Dodson (Randolph)
Durham
Flippin
Fosher
Fulton
Gardner
Greig
Gridon
Hannah
Hill (Jefferson)
Hill (Calhoun)
Hooker
Humphry
Jenkins
Kerr
Little
Lowe
Martin
Maxwell
McConnell
Morgan
Morrell (Carroll)
Mann (Clinton)
Mann (Choctaw)
Orr
Poe
Powell
Rice
Roberts
Robinson (Dekalb)
Ruddle
Rumph
Rymer
Sadler
Sanders
Sharpe
Shinn
Slaughter
Snyder
Spangler
Taylor
Trimble
Trimble
Vail
Weir
Wells (Drew)
Wells (Lafayette)
Wildberger
Wolfe
Wolfe
Mr. Speaker:

A quorum of the House is present.

Prayer by the chaplain.

The Journal of the preceding day was read.

Mr. Gladden, moved to expunge from the Journal the notice of the motion to reconsider the vote by which the House refused to pass the bill of the Senate (S. 90.) entitled "An act providing for investigating and paying a claim of Ly Cannon, L. Johnson, and Daniel Mayhew, Jr. against the State."

Mr Judkins moved as a substitute, that the Journal be approved.

And, also asked for the yeas and nays.

The question being put.

It was decided in the negative.

The yeas and nays being desired by five members.

Those who voted in the affirmative were.

Anderson (Maryland)
Bacon
Browning
Burns
Cochran
Copeland
Dodson (Randolph)
Durham
Foster
Fulton
Gardner
Grissom
Hannah
Hill (Jefferson)
Judkins
Kerr
Little

Lane
Mann (Union)
Mann (Woodruff)
Poe
Rhea
Robinson (Owen)
Ruddle
Sharpe
Slaughter
Taylor
Wall
Weir
Wells (Knox)
Wildberger

Mr Speaker.

Those who voted in the negative,

Were;

Anderson (Orange)
Arena
Barnett
Bradford
Bragg
Bright
Bailey
Buckley

Chenoweth
Dabney
Dailey
Dodson (Newton)
Elliston
Green
Hill (Jackson)
Hooper

Humphrey	Ryan	
Martin	Sanders	
Maxwell	Shinn	
McConnell	Smyser	
Morgan	Spangler	
Monroe (Kennedy)	Trimble	
Orr	Vernon	
Powell	Wells (White)	
Rice	Williams	
Rumph	Wolf	
On the affirmative		32
On the negative		6
Not voting		20
		58.

So the Journal was not approved.

The question recurring on the motion to expunge,

It was agreed to.

A message from the Senate by Mr Jacob Frolich their Asst. Secretary.

Senate Chamber,
Feby 19th 1870.

Mr Speaker: I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Bill No. 1 entitled "An act in relation to suits in the name of the State, against Corporations, and to repeal or repeal charters."

Also, Senate Bill No 140, "A Bill to be entitled an act to give the Commissioner of State Lands control of the school lands of this State."

Also, Senate Bill No 181, "An act to define the boundary lines between Dorsey, Jefferson, and Grant Counties" — with documents.

And herewith respectfully submit the same.

Jacob Frolich, Asst Secy.

Mr Martin asked leave to introduce a resolution,

Which was not agreed to, (two thirds of the members present not voting therefor)

Mr Durham then moved to reconsider the vote had on yesterday, by which the House refused Senate Bill No 90. entitled "An act providing for investigating and paying a claim of Lycurgus L Johnson, and Daniel A. Reynolds, presented to the General Assembly against the State."

Objection being made,

The motion was laid over, under the rule;

On motion of Mr Cochran,

Leave of absence for 25 days was granted Mr Bradford, from Derby 19th 1870

On motion of Mr Lane,

Leave of absence heretofore granted Mr Hill, was extended to the first day of March 1870, Under the regular order of business;

The House then proceeded to the consideration of the Special order for 10 o'clock and 30 minutes P.M. being the consideration of the bill of the House (H.B. 176) "An act to change and define the lines between Conway, Faulkner, and Van Buren, Counties."

H 176

On motion of Mr Venable,

The bill was read the third time and placed upon its passage.

The question being put,

Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative,

Were,

Anderson (Craighead)
Anderson (Howard)
Arena
Barnett
Bragg
Bright
Broadwing
Casey
Cluck
Corlew
Cullins
Copeland
Dodson (Newton)
Filspin
Fisher
Fulton
Garrison
Hill (Calhoun)
Hill (Jefferson)
Hooper
Humphry
Little
Lowe
Maxwell
McConnell
Morgan
Moore (Carroll)
Moore (Union)
Orr
Powell
Rice
Shea
Robinson (Dyer)
Ruddle
Rumph
Sanders
Shinn
Slaughter
Smyer
Taylor
Trimble
Turnbull
Wall
Weir
Wildberger
Williams
Wood
Mr. Speaker.

Those who voted in the negative,

Were;

Boaz
Bradford
Brown
Cochran
Durham
Gardner
Greig
Hall
Moore (Washington)
Poe
Russell
Sharpe
Spangler
Wells (Dyer)
Wells (Weakley)

In the affirmative	48.
In the negative	15.
Not voting	30.
	93.

So the bill was passed.

Under the regular order of business;

The House then proceeded to consider the special order set for 11 A.M. being the consideration of Senate Bill No. 209. A Bill for An act to be entitled An act to authorize the Treasurer of the State to convert all United States securities in his custody, belonging to any permanent fund of this State, and all United States currency in the Treasury into bonds of this State, and authorized to be issued under an act of the General Assembly Approved December 23 1874."

Mr. Humphrey moved, that the House resolve itself into a Committee of the whole House on the further consideration of the bill.

Which was agreed to.

And,

The House accordingly resolved itself into a Committee of the Whole House, (Mr. Humphrey being in the Chair).

The Committee rose at 11 o'clock and 45 minutes A.M. and Mr. Humphrey, (Chairman) made the following report;

S. 209.

Mr Speaker: The House acting as a Committee of the Whole, have had under consideration the bill entitled An act to authorize the Treasurer of the State to Convert all United States Securities in his custody belonging to any permanent fund of this State and all United States Currency in the Treasury into bonds of this State, and authorized to be issued under an act of the General Assembly approved December 23 1874 being P.A. No 209, and have instructed me to report the bill back to the House, and recommend its passage.

All of which is respectfully submitted.

Humphrey Chairman.

On motion of Mr Wells of Dover,
The report of the Committee was adopted,
Mr Wells of Dover then moved that the bill be read the third time and placed upon its passage.
After debate,
Mr Rice moved the previous question, which was seconded,
And,
Under the operation thereof,
The bill was read a third time and placed upon its passage,
The question being put,
Shall the bill pass?
It was decided in the affirmative.
Those who voted in the affirmative were

Anderson
Anderson
Avera
Bragg
Browning
Enright
Burns
Cochran
Chaney
Coffey
Collins
Dodson (Newton)
Dodson (Randolph)
Fiippin
Foster
Fulton
Gardner
Greig
Hannah
Hill
Hill
Humphrey
Judkins

Kerr
Little
Love
Martin
Moore
Orr
Powell
Rice
Rhea
Robinson (Dekalb)
Ruddle
Rumph
Russell
Sharpe
Slaughter
Trimble
Venable
Wall
Weir
Wells (Dade)
Wildberger
Williams
Wolfe

Mr. Speaker

Those who voted in the negative were:

Barton
Beasley
Bemis
Copeland
Dunham
Grissom
Hoover
Maxwell
McConnell

Moore (Union)
Moore (Woodruff)
Morgan
Pate
Sanders
Shinn
Smyers
Spangler
Taylor

Wells (White)

In the affirmative 48
In the negative 19
Not voting 26
93

So the bill was passed.

Pending the vote,

The following explanations of votes were

sent to the clerks table, with the request that they be spread upon the [redacted] ; viz:

By Mr. Anderson, of Craighead:

Mr. Speaker:

Believing that we have a further right to borrow the funds proposed to be borrowed, and believing it will be to the interest of the School fund for us to borrow, at a greater interest than it is now drawing, and that no one can possibly be injured, and recognizing the great necessity for current funds to defray the contingent expenses of this General Assembly and State government and desiring to legislate for the best interests of the entire State, I therefore vote aye.

By Mr. Booton:

Mr. Speaker:

I vote nay on this bill because this is an effort of this legislature to divert the object of the school fund. The school lands in this state belong to the children and not to the state - she holds it in trust for their education. If this fund is invested in these bonds, then, I ask, are the children of this state to be educated? Sir, they must grow up in ignorance. Now Sir, I need money as badly as any man, but I prefer to live on a crust of bread, rather than rob the poor children of this state. On the intelligence and honesty of the citizen rests the foundation of the government.

By Mr. Wells, of White.

Mr. Speaker:

In casting my vote upon the bill just passed, I did it upon conscientious scruples. I well remember the scripture injunction which says "render unto Caesar that which is Caesars". And I do not believe that this money belongs to the [illegible]

in this General Assembly. I vote "No" because I think it a dangerous precedent and an injury to our prospects as a government. I vote no because I think it unconstitutional. The Constitution plainly says the General Assembly shall not increase the per diem pay of its members. And by this act we increase our pay from twenty-five cents to sixty cents in the dollar and-if it is not a salary grab it is a trick-ster. I vote no because for fear that when we come to divide the spoils that we will be like unto a set of men who dispute over their Savior's garments. I vote no, because I do not think it democratic or polite. By this act we take from the State treasury that which Brooks and his emissaries refused to do. "Consistency, thou art a jewel."

By Mr. Moore, of Union:

Mr. Speaker:

I vote no, because I believe it is better that this General Assembly should pay expenses only, or, if necessary, suffer a little pecuniary embarrassment, than that these bonds - at ten or fifteen per cent premium - should be exchanged for bonds - at sixty or seventy per cent below par - thereby injuring the common school interests of the State, as I conceive, to a considerable extent at present?

By Mr. Nixon:

Mr. Speaker:

I vote against this bill because I think it will interfere with the fund that justly belongs to the children of the State, and would not lend my vote to cheat the children of this State out of one cent.

By Mr. Maxwell.

Mr. Speaker:

I send up an explanation of my vote. I vote No, because we have no right to take the money that belongs to the general school fund, and the children of the state are needing education to improve our state, and behind this will set education at least five years back, and for the good of the state I vote No.

(By Mr. McConnell.

Mr. Speaker:

I do not think that those who voted in the affirmative intend to steal the fund but think it is setting a bad precedent, therefore vote no.

(By Mr. Taylor.

Mr. Speaker:

I vote no, and wish to record my solemn protest against this infamous bill for two reasons: First: It is dangerous for the Democratic party: it is, in my judgement, placing the cudgel in the hands of our enemies to defeat the very party that I, in my humble effort to have labored to maintain since reconstruction. Again sir, I cannot support it because it is in plain opposition to the compact between the federal government and state of Arkansas. Were it to concern my individual interest, I should support it, but, sir, believing the interest of the masses should be and is superior to my own, I vote no.

(By Mr. Wildberger

Mr. Speaker:

I do this is the first step this House has taken in regard to obtaining money for the education of our children, I vote aye.

(And the following was sent up to the Clerk:

Mr. Speaker:

In voting for the passage of this bill we appropriate $38,000 in United States bonds, for which the bill proposes to deposit of our own bonds $64,000 bearing six per cent interest, when the United States bonds only bear five per cent interest. In the passage of this bill, we increase the amount $700 per annum in interest alone. Believing our securities to be equal to any, we honestly believe the measure will be the gold mine of education.

Wells, of Drew.
Weir, of Izard
Browning, of Clark.

Mr. Speaker Pennington sent to the clerk's desk the following explanation of his vote:

Mr. Speaker:

My reasons for voting for this bill are as follows. I am convinced that there is an absolute need for money to pay the current expenses of the state government; and, just now, there is no other way by which we can meet this necessity than by the passage of this bills. If the state government is permanent, the Arkansas securities proposed to be exchanged by this bill on the market will be the equal of United States securities.

Our first duty is to promote and aid the permanent establishment of the state government as inaugurated by the will of the people. That done through a proper administration by the servants of the people, all things else will be added. Should our government prove a failure, our school interests, like all others, will be hopelessly ruined. We believe, now satisfied, that our government is beyond question, permanent; and this exchange of securities is reciprocally beneficial, both to present interests of the government and the school fund. It relieves the former of present embarrassment, and increases the principal and annual income of the latter. In United States securities to the amount of $38,000 (as in the case) six per

per cent, the school fund only realizes annually $1900. By the proposed exchange at sixty cents, $38.000 will buy $63.333.33⅓ in bonds of the state, secured beyond question, which bear interest at the rate of six per cent, giving an annual income, for the benefit of the public schools of $3800. a gain of $1900. in the matter of annual interest, and $23,333.33⅓ in the principal, to be paid when the same falls due.

This is the explanation of the fourth item in the one with regard to this bill. And it seems to me the statement and showing here made should satisfy any one, even the most factious politician, who opposes a measure of this character for the purpose of stirring his dear constituents from the stump how he labored to prevent the stealing of the "sacred" school fund, and robbing of the "poor" children of the state.

Then,

On motion of Mr. Taylor, at 1 o'clock and 45 minutes P.M.

The House took a recess until 2 o'clock and 30 minutes.

After Recess.

The House met at 2 o'clock and 30 minutes P.M.

The roll was called, and the following named members answered to their names:

Anderson (Craighead)
Anderson (Howard.
Avera.
Barrett.
Beeton
Bragg
Bright)
Brumley
Burns)
Casey
Cochran
Chaney
Cluck
Coffey
Collins
Copeland
Dodson (Newton)
Dodson (Randolph)
Durham
Fitzpatrick
Foster
Fulton
Gardner
Greig
Grissom
Hannah
Hill (Cochran)
Hill (Jefferson)
Hoover
Humphreys
Ivie
Kerr
Little
Love

Martin
Maxwell.
McConnell
Morgan
Mrs (Carroll)
Moore (Union
Mrs (Mrdnuff)
Orr
Pace
Powell
Rice
Rhea
Robinson (Dekalb
Riddle
Rumph
Russell
Sanders
Shinn
Slaughter
Smyers
Spangler
Taylor
Trimble
Venable
Vaus
Weir
Wells (Drew)
Wells (White)
Wildberger
Williams
Wood
Mr Speaker

On motion of Mr. McConnell,

Leave of absence was granted Mr. Dodson for two days on account of sickness.

By unanimous consent

Mr. Anderson, of Howard gave notice of the introduction of a bill to be entitled "An act to prevent the sale of spirituous liquors within three miles of the town of Mineral Springs, Howard county, Ark. (Mrdnuff)."

By unanimous consent,

On motion of Mr. Russell,

The House passed to the consideration of
1107. the bill of the Senate (S. 109) entitled,
"An act to provide for the treatment
of insane persons in this State";

which was read a second time,

And,

Was made the special order in the Com-
mittee of the whole House, for 2 o'clock
P.M. of Tuesday, February 23d. 1875.

By unanimous consent,

On motion of Mr. Robinson, of Orange,

The House passed to the consideration of
1105. the of the Senate (S. 108) entitled,
"An act to provide for the payment
of the expenses of the last illness
and burial of the Hon. John W. Williams"

Which was read a first time.

By unanimous consent,

Under a suspension of the rules,

The bill was read a second time,

And,

On motion of Mr. Humphrey,

The bill was made the special order for
11 o'clock A.M. in the committee of the Whole
House, for Tuesday, February 23d 1875.

By unanimous consent

Mr. Barrett, from the committee on
Mining and Manufacturing, submitted
the following report, which was rec

and read, viz:

Mr. Speaker:

H. 88. The Committee on Mining and Manufactures to whom was referred H. R. No. 88, an act entitled "An act to amend Sec. 5050 and 5054, Statutes Digest" beg leave to state they have had the same under consideration, and herewith respectfully return the same with a recommendation that it do pass.

All of which is respectfully submitted.

W. G. Barrett.
Chairman.

The report of the committee was adopted.

By unanimous consent,

H. C. R. 32. Mr. Judkins submitted the concurrent resolution (H. Con. Res. 37.) — a Concurrent Resolution memorializing Congress for the improvement of the navigation of White River, — together with the following documents, which were read, viz:

Office of Secretary of State
City of Jefferson — Mo.

I, Michael K. McGrath, Secretary of the State of Missouri, do hereby certify that the annexed pages contain a true, complete, and full copy of a Concurrent Resolution of the General Assembly of the State of Missouri, entitled:

"Concurrent Resolution, memorializing Congress for the improvement of the Navigation of White River":

(Approved, Dec. 13th 1875.

as appears by comparing the same with the original Concurrent Resolution now on file, in this office.

In testimony whereof, I have hereunto set my hand, and affixed my official seal. Done at this office, this 15th. day of Dec. A.D. 1875.

(Seal)

Michael K. McGrath
Secretary of State.

Concurrent Resolution, memorializing Congress for the improvement of the navigation of White River.

Whereas, There is a large extent of territory in the southwestern portion of this state and in the northwestern portion of the state of Arkansas, the different points of which are from 50 to 100 miles distant from the nearest railroad communication, And,

Whereas, The above mentioned railroad is operated without any competing lines, thus enabling the railroads to make unjust discrimination against the shippers; and,

Whereas, The section of country referred to is noted for its vast agricultural and mineral resources, without any available outlet for the products thereof to the commercial world; and,

Whereas, The natural avenue along which these products should be transferred to their respective markets, is found upon the waters of White River; and,

Whereas, The navigation of the above river can be greatly improved by a moderate appropriation for the purpose of removing isolated rocks and boulders from its channel:

Therefore, Be it

Resolved by the House of Representatives, the Senate concurring therein, That the Senators from the State be instructed, and our Representatives in Congress be requested, to urge upon Congress the necessity of making an appropriation sufficient to cover the expense of the object specified in this resolution, said appropriation to be applied in improving the navigation of the river from the mouth of James Fork in this State of Missouri to, and to include Buffalo Shoals in the State of Arkansas; and,

Resolved, That the Secretary of State is hereby instructed to forward a co-

of these resolutions in the legislature of the state of Arkansas, respectfully requesting concurrent action on the subject of these resolutions

Approved February 12th 1875

The concurrent Resolution was read a first time.

By unanimous consent,

Under a suspension of the rules,

The concurrent Resolution was read a second time,

And,

On motion of Mr. Judkins,

Was referred to the committee on Memorials

By unanimous consent,

On motion of Mr. Taylor,

Mr. Humphrey was appointed as an additional member of the select committee to examine the journals of the House.

By unanimous consent,

Mr. Durham submitted a Joint Resolution (H. J. Res. 33) A Joint Resolution to refer the Militia Claims of 1868 & 69 to the State Board of Finance for investigation,

which was read a first time,

By unanimous consent,

Under a suspension of the rules,

The Joint Resolution was read a second time

And,

On motion of Mr Hill, of Faulkner, was referred to the Committee of Ways and Means.

By Unanimous Consent.

Mr. Little presented the following Communication from W. W. Blocher, Secretary pro tem of the Taxpayers League

(Which was read, viz:

Little Rock, Ark.
Feby. 16. 1875

To the Honorable,
The House of Representatives of the General Assembly of the State of Arkansas,
Now in Session:

By direction of the Taxpayers League, of Little Rock, Arkansas in meeting assembled, I beg to present, and pray of your honorable body to receive in form of petition, the following resolution unanimously adopted by the League, at its last meeting on the 15th. day of February 1875, to wit:

"Whereas, There is now pending before the General Assembly of the State of Arkansas, a bill which among other measures provides for a change in the system of collecting the revenues within the city of Little Rock; and,
Whereas, With past experience and intimate acquaintance with our city's needs and requirements to guide us, we have in mind and carefully scrutinized provision in all its bearings:
Resolved, That we can see no good to arise from the effectuation of a measure such as that referred to — on the contrary, we believe that its only effect would be to increase the cost of revenue collections; and that it would prove as vexatious burden to taxpayers compelling them to give twice the time heretofore required in making settlement with the collector, besides greatly

a useless and cumbersome division of accounts that can be of no use to taxpayers whatever.

Resolved, That the proposed change offers no better guarantee for the safety of funds collected — no lessening of expense — and would merely provide for more officers to feed upon the substance of an already heavily burdened people.

Resolved, That we, as a body, appeal to the General Assembly to dismiss this measure, and that we give our entire approbation to the present method of collections, knowing that it suits all our requirements, and believing it to be the best, most convenient, and most economical that can be devised."

Adjourned, subject to call.

Very Respectfully,
W. O. Bloxom,
Secy. pro tem
Tax Payers League.

On motion of Mr. Scott,

Ordered, That the communication be laid on the table subject to the call of the House.

Under the order of unfinished business,

The House passed to the consideration of the special order set for 4 o'clock and 30 minutes P.M. of Tuesday, February 16th. 1875, being the consideration of the Bill of the House (H. R 143) entitled

C/W/3. "An act to establish a system of Common Schools in this State;"

together with the following amendments recommended by the Committee on Education thereto, which were separately read and considered, and agreed to, viz:

Amend as follows:

Sec. 1. line 4. insert "common schools" between the word "any" and "fund"

Strike out Sec. 4, and insert in lieu thereof, Sec. 4, Be it further enacted: That the Secretary of State shall be ex-officio Superintendent of Public Instruction for this State.

Strike out sec. 8, and insert the following to be known as Sec. 5, Be it further enacted: That the Probate Judge of each County in this State shall be ex-officio County School Commissioner of his County.

Sec. 10. Line 7, Strike out "application", and insert "order" and in line 8, between the words "Trustees" and "the county", insert "attested by his oath that the account is just and correct"; and in same line, (8) strike out all after the word "pay" and insert "teachers and other necessary expenses for the promotion of education exclusively in his district".

(Sec. 11. Line 6, Strike out "Said" and insert "the several" in lieu thereof, and in same line pluralize the word "district".

(Sec. 12. Line 6, between "Draw" and "order" strike out "an" and insert "his", and after "order" (before line 7), insert "attested by his oath that the said account is just and correct"; and in line 7, pluralize the word "teacher", also strike out "the amount agreed upon", and insert "the number of days actually engaged in teaching according to the contract"

Sec. 21. Line H, between "and" and "shall" insert "on conviction"

On motion of Mr. Trimble,

The bill was further amended by inserting in Section 7, line 3, after the word "per" the words "on or before the first day of June in each year".

Mr. Judkins moved that the bill be further amended by striking out sec. 1 of Section 1.

Mr. Trimble moved that the motion to amend lie on the table.

After debate,

Mr. Judkins moved that the further consideration of the bill and amendment be laid on the table.

Mr. Trimble asked for the yeas and nays.

The question being put,

It was decided in the negative,

The yeas and nays being desired by five members,

Those who voted in the affirmative were,

Anderson (Howard)
Avera
Barnett
Bright
Dodson (Randolph)
Durham
Enoxson
Hill (Jefferson)
Humphrey
Judkins
Kerr
Martin
Moore
Shinn
Spangler

Those who voted in the negative were:

Beaton
Bragg
Brindley
Burns
Casey
Cochran
Cheney
Clinck
Filippin
Foster
Fulton
Gardner
Greig
Hancock
Hill (Cabarrus)
Lentz
Love
Morgan
Moore (Camden)
Moore (Union)
Orr
Poe
Rice
Rhea
Robinson (Cherokee)
Ruddle
Rumph
Sanders
Shamhee
Smyre
Taylor
Trimble

Venable	Wildberger
Wall	Williams
Weir	Wolf
Wells (Drew)	
Wells (White)	Mr. Speaker

In the affirmative 17

In the Negative 41

Not voting (35/93)

So the House refused to indefinitely postpone the further consideration of the bill.

Then,

On motion of Mr. Rumph,

The bill was referred to a select Committee of seven, to be appointed by the Speaker, with instructions to report back as early a day as practicable.

The Speaker, (Mr. Bragg in the chair,) appointed as such committee Messrs. Rumph, Judkins, Rice, Trimble, Humphrey, Moore of Union, and Kerr.

On motion of Mr. Humphrey,

Leave of absence was granted J. W. Spaulding the Clerk of the House, until Tuesday Feb. 2, 1875,

And then,

On motion of Mr. Browning,

The House, at 11 o'clock and 26 minutes P.M.

Adjourned

J. W. Spaulding
Clerk.

H. A. Pennington
Speaker.

Saturday Morning
February 20th 1875.

The House met pursuant to adjournment
The roll was called and the following
named members answered to their
names:

Anderson (Craighead)
Anderson (Edmund)
Aaron
Barnett
Boston
Bragg
Bright
Browning
Burns
Casey
Cochran
Chaney
Cluck
Coffey
Colliho
Copeland
Dodson (Chewhon)
Dodson (Randolph)
Dunham
Filspin
Foshee
Fulton
Gardner
Greig
Hindman
Hannah
Hill (Cocheran)
Hill (Jefferson)
Hooper
Humphry
Judkins
Kern
Little
Lane
Martin
Maxwell

McConnell
Morgan
Marbe (Bernard)
Moore (Monroe)
Moore (Woodruff)
Orr
Poe
Powell
Rice
Rhea
Robinson (Decha)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Snipes
Spangler
Taylor
Tribble
Trimble
Wall
Weir
Wells (Drew)
Wellel (Lake)
Wildberger
Williams
Wise

Mr. Speaker.

A quorum of the House present.
Prayer by the Chaplain.
The Journal of the preceding day was read and approved;
By unanimous consent;
On motion of Mr Greig;
The House passed to the consideration of the bill of the Senate (S.143.) entitled An act to repeal sections 1072 to 1076 Chapter 42 of Gantt's Digest.
Which was read a second time.
Mr Greig moved that the rules be suspended, and that the bill be read a third time, and placed upon its passage.
Pending which;
A message from his Excellency the Governor, by Mr Conway Read, his Private Secretary, was by unanimous consent, read the same as follows:

Executive Office.
Little Rock Ark. Feby 19th 1875.

To the Speaker of the House of Representatives and Members thereof
Gentlemen:
I have had under careful consideration House Bill No 110. for An Act entitled An act repealing An act entitled "An Act to remove the County seat of Conway County, passed by the General Assembly at the regular session in the year 1873. and approved April 16th of said year; and I therefore return it

without approval, with my objections to the same.

This Act seeks to change the County Seat of Conway County from Lewisburg where it is at present located, to the town of Plumfield & gives some directions as to removing the records, papers &c.

There is nothing in the Act which shows any peculiar difficulty about the changing of this County Seat, so as to necessitate the passage of a special act for that purpose. Nor is there anything to show, that if a majority of the qualified voters of the County decided this change, why it could not be had under a general law regulating the change of County Seats.

Section Twenty three, Art. 5 of the constitution provides among other things that = "in all cases where a general law can be made applicable, no special law shall be enacted." There can be no difficulty I presume, in passing a general law, under which the County Seat of Conway County can be removed, and indeed in most of the States in latter days these removals are had under the operation of general laws.

Outside of the reading of this clause of the Constitution, a strong reason is furnished by section 2. Art. 19. of the Constitution, why some general law should exist under which to make these changes. That section requires the consent of a majority of the qualified voters of the County, but is silent as to how this consent shall be procured and made known. Under special laws to change County Seats, the Legislature might not be able to determine whether the names of persons presented represent the qualified voters of the County or not and it would not be safe to leave it

so indefinite, as to ascertaining the wish of the qualified voters.
There should be some rule applicable alike to all Counties, by which these changes can be made according to the duly ascertained will of the voters.

From my examination of the question as asked upon in other States, I also satisfied the local or special legislation included to be presented by our Constitution is in part, this very matter of changing County seats by direct enactment, which nearly always consumes much of the time of the legislature, and not infrequently results in troubles and embarrassments of great magnitude in the Counties.

Very Respectfully,
D. A. Gardner
Governor.

Under the rule:

Mr Weir, from the committee on Engrossed Bills, made the following report, which was received and read, viz:

Mr Speaker: Your Committee on Engrossed Bills have had under consideration H. R. No 198. an act entitled "An act to prevent the sale of Alcoholic or spirituous liquors, within a distance of two miles of the Side of Judson University, Wabaunsee County Kansas."
And find said Bills correctly Engrossed

Respectfully Submitted
Wm. T. Weir.
Chairman.

The hour of 10 oclock A.M having arrived;

The House passed to the consideration of the special order for that hour, being the consideration

H.198. of the bill of the Senate (H.B. 198) entitled An act to prevent the sale of alcoholic or vinous liquors within a distance of two miles of the site of Judson University, White County, Arkansas.

Which was read a third time, and placed upon its passage.

The question being put,

Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were:

Anderson (Craighead)
Anderson (Howard)
Arcenaux
Barnett
Boston
Bragg
Bright
Browning
Burns
Casey
Cochran
Chaney
Clinkscales
Coffey
Craddock
Crisp
Dodson (Nevada)
Dodson (Randolph)
Duncan
Filkins
Fulton
Gardner
Gregg
Gridham
Haines
Hill (Cleburne)
Hoover
Humphrey
Judkins
Kerr
Little
Lowe
Mahan
Maxwell
McConnell
Morgan
Mood (Lonoke)
Moore (Union)
Mosley (Woodruff)
Orr
Orr
Parnell

Rice
Rhea
Robinson (Dorchn)
Ruddle
Rumph
Russell
Sanders
Sharpe
Shinn
Slaughter
Smyche
Mr Speaker

Mr Hill of Jefferson voted in the negative.

On the affirmative 64
On the negative 1
Chair voting 28
93.

So the bill was passed.

The House resumed Consideration of the Bill of the Senate (S. 143.) entitled An act to repeal section 1512. to 1515 of Chapter 42 Gantts Digest.

Which.

On motion of Mr Greig.

Was referred to the Committee on the Judiciary.

By unanimous consent:

Mr Slaughter from the Committee of Ways and Means, submitted the following report which was received and read, viz:

Mr Speaker: The Committee on Ways and Means, to whom was referred Act No 157. An act entitled "An act to

157

provide for the Arkansas Institute for the blind." X
beg leave to state they have had the same under consideration, and herewith respectfully return the same with a recommendation that the substitute which we herewith transmit do pass.
All of which is respectfully submitted.
Slaughter.
Chairman.

By unanimous consent:

The report was adopted, and the substitute recommended by the Committee was accordingly adopted in lieu of the original bill.

The substitute bill was read a first time,

By unanimous consent:

Under a suspension of the rules.

The bill was read a second time, and,

On motion of Mr Triplett,

Was made the special order in the Committee of the whole House for 10 o'clock A.M. of Monday February 22d 1875.

Mr Slaughter. also, from the committee of Ways and Means submitted the following report, which was received and read, viz:

Mr Speaker. The Committee on Ways and Means to whom was referred H R No 122, "an act entitled "An act to provide for the support and maintainance of the Arkansas Deaf

H.R. 122

Deaf Mute Institute for two years."

beg leave to state they have had the same under consideration, and herewith respectfully return the same with a recommendation that the substitute which we herewith present do pass.

All of which is respectfully submitted,

A. P. Slaughter.
Chairman.

On motion of Mr Avera.

The report was adopted, and the substitute recommended by the Committee was accordingly adopted in lieu of the original bill.

The substituted bill was read a first time.

By unanimous consent:

Under a suspension of the rules.

The bill was read a second time.

And,

On motion of Mr Slippin,

Was made the special order in the Committee of the whole House, for 10 o'clock and 30 minutes A.M. of Monday Feby 22nd 1875.

Under a suspension of the rules for that purpose,

On motion of Mr Russell,

The House passed to the order of business, of Reports of Standing Committees,

Pending which:

A message from the Senate by Hon. Jacob Tindlich their Assistant Secretary,

Senate Chamber.
Feby 20th 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the Concurrence by the Senate with the amendments by the House to Senate Bill No 159. entitled "An act to relieve the tax payers of this State, and to suspend the enforcement of the Collection of taxes, for the years 1873. and 1874.

S 159

Respectfully
Jacob Tindlich.
Asst Secretary.

Also a further message.

Senate Chamber.
Feby 19th 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the Concurrence, by the Senate in the amendments by the House to Senate Bill No 91. entitled "An act to establish fees."

S 91.

Respectfully
Jacob Tindlich,
Asst Secy.

Also a further message.

Senate Chamber,
February 19th 1875.

Mr Speaker:

I am instructed by the Senate to inform your Honorable body of the passage by the Senate of H. 208. entitled "A Bill to be entitled An act to enlarge the bounds of the Penitentiary grounds."

And herewith respectfully submit the same.

Jacob Fralick
Asst Secy.

H. 208.

Also a further message.

Senate Chamber.
Febry 19th 1875.

Mr Speaker.

I am instructed by the Senate to inform your Honorable body of the passage by the Senate of House Bill No 23. Entitled "An act for the incorporation, organization and government of Municipal Corporations."

H. 23

With the following ammendments attached hereto.

and herewith respectfully return the same.

Jacob Fralick.
Asst Secy.

Ammendments by the Senate to House Bill No. 23.—:

Amend Section 6. in line 43. by inserting after the word "meeting" the words "road" "street".

Amend Section 12. in the 7th line from the bottom of Section 12. by inserting after the words "lifting screw" "drum shaft" the words. "Provided the city or town

Council shall not grant a license to any tippling house, dram shop, or Saloon, or permit such houses, shops, or Saloons, to carry on such business in any ward of a city, or any incorporated town, which at the previous election a majority of the voters each were against license in such ward of a city, or incorporated town, or any."

Amend Sec: 12. in the 16th line by striking out the words "keeping a tiketh denlers."

Strike out all of section 28.

Amend Sec: 37. in the 3d line by striking out the words "or from place to place."

Amend Sec: 37. in the 6th line by adding the words the "prayer" before the word "of."

Amend Sec: 38. in the 3d line by striking out the word "fifty" and inserting the word "Twenty" in lieu thereof.

Amend Sec: 38. in the 22d line by striking out the words "or a majority of them."

Amend Sec: 49. in the 3d line by striking out "monday" and inserting "tuesday" Also strike out "October" and insert "april"

Amend Sec: 52. in the 3d line after the word "Treasurer" insert "one Police Judge" and strike out all after the word "precinct" in the 67th line, down to the words "pro tempore" and insert the following; "The Mayor shall be ex-officio President of the Council, and shall preside at its meetings during the term

for which he shall have been elected. And in case of a tie, shall have the casting vote. In the absence of the Mayor, the Council shall elect a President pro tempore.

Amend Sec: 54. in the 3rd line from bottom of section, Strike out all after the word "require" to word "office" inclusive, in the 2nd line from bottom of section, and insert the words "he shall receive no salary"

Amend Sec: 54. by striking out all after the word "advisable" (in the 2nd line from bottom) to the end of the section.

Amend, by inserting after section 54. a new section, to be numbered section 55. and to read as follows:

Sec 55. The Police Judge shall preside over the Police Court, and perform the duties of Judge thereof, and shall have jurisdiction over all cases of misdemeanors, arising under this act, and all ordinances passed by the City Council, in pursuance thereof. In the case of disability, or unavoidable absence of the Police Judge, it shall be the duty of the Council of Cities of the Fifth Class, to secure some Justice of the Peace, of the township in which said city is situated, to act as Police Judge, during such absence, or disability, who shall have power to act as such Judge during the time aforesaid, and shall receive such compensation for such services as may have been previously agreed on."

Amend Sec: 59. by striking out in the last line the word "Mayor" and inserting the words "Police Judge."

Amend Sec: 64. in the 15th line after the word "taxes" insert the words "levied for city purposes."

Amend Sec: 64. in the 28th line after the words "delinquent taxes" insert the following words: "But no city collector or such shall have power to collect any taxes whatever, due the County, or the State, in which said city, may be situate."

Amend Sec: 65. in the 16th line by inserting after the word "time" the words "not less than ten, nor more than twenty years."

Amend Sec: 71. in the 11th line by striking out the word "all" and inserting in the 2nd before the words "Second Class" the words "first and" and in the 4th line strike out the word "monday" and insert the word "tuesday" and strike out the word "October" and insert the word "April"

Amend Sec: 88. by adding at the end of the section the following words:

"But no change shall be made in the boundaries of any ward, within thirty days previous to any City election."

Insert new section to be numbered, Sec: 89. "That any person owning property, and taxing taxes to pay in any city, or town, may upon application to any Judge, or Court having authority to grant injunctions, enjoin the Collection of any tax

levied in such city, or town, under the authority of law, and may also enjoin the issue of the payment by such city, or town, of any warrants, Certificates, or other form or evidence of indebtedness against such city or town, issued or emblacked without authority of law."

Insert the following new section to be numbered Section 90.

Sec 90. Whenever any corporation shall desire to throw any portion of the territory lying within its corporate limits outside of such limits, and remit it back to the County in which such corporation is situated, it shall be lawful for the Council of such Corporation to submit the question to the qualified electors of such corporation, at an election to be held for that purpose, after having given notice of such election for four weeks by advertisement in one of the papers published in such corporation, or if there be no paper published in such corporation, by advertisement, posted in two of the most public places in such Corporation;

If a majority of the votes cast on that question shall be in favor of throwing such territory outside of its corporate limits, the said corporation shall present to the County Court a petition praying for such change in its territorial limits, and the like hearing shall be had on such petition as is prescribed in the 36th section of this act; and, if the County Court shall be satisfied after hearing such petition, that a majority of the qualified electors of such Corporation, are in favor of the exclusion of said territory mentioned in said petition from within the limits, and that said ter-

ritory to be excluded, shall therein accurately described, and that it would be proper and right to grant such petition, it shall make an order excluding the territory in said petition, mentioned from the the limits of such corporation, and remitting it back to the County, And it shall be the duty of the Clerk of the County Court to make out a certified copy of such order, and to deliver it to the Recorder of this County, whose duty it shall be to record such order, in the proper books of Records in his office; And, it shall also be the duty of such Recorder to make out and forward to the Secretary of State, a certified copy of said record, after said record shall have been filed, and a copy thereof forwarded to the Secretary of State, said territory shall cease to be a part of said corporation.

Provided, That the limits of Cities of the first and second class shall not be reduced to a less area than they were on the 1st day of January A.D 1872.

Amend the following new section to be numbered Section 91.

Sec 91. At the October term, and during said term, any person who may think himself aggrieved by the assessment of his property, may appeal to the County Court, and have the assessment corrected.

Amend the following new section to be numbered Section 92.

Sec: 92. Every appeal shall be in writing and shall state specifically the grounds of the appeal, and the matter or thing complained of, and no other matter shall be considered by the Court than that set forth in the written appeal.

Insert the following new section to be numbered Section 93.

Sec: 93. The County Court shall hear and determine all appeals in a summary way upon evidence, and shall confirm and adjust the assessment list accordingly.

Transpose Section 89. and 90. to be the last sections of the bill. And amend Section 89. by striking out all after the word "repealed" in the 6th line to the end of the section, and insert the following words in lieu thereof:

"Provided, That all territorial additions heretofore made to any city, or municipal corporations under the provisions of sections 3318 to 3328 inclusive of chapter 92. of Gantt's Digest shall remain as they now are, until otherwise changed in accordance with the provisions of this act."

Mr Browning, from the Committee on Agriculture, submitted the following report, which was received and read, viz:

Mr Speaker: The Committee on Agriculture to whom was referred H R No 108. An act entitled "An act to prevent the unlawful killing of shock in the range"

Hog leave

to shake they have examined the same, and return it with recommendation that it be placed on the Calendar, subject to the call, and disposal of the House.
And we further request your Committee be relieved from further consideration of said bill.
Browning
Chairman.

Mr Wells of Orew. from the Committee on the Judiciary, submitted the following report which was received, and read, viz:

Mr Speaker: The Committee on Judiciary to whom was referred HR No 86. An act entitled "An act to define the line between the County of Boone and Marion, and the County of Searcy, and Marion, and for other purposes."
beg leave to shake they have had the same under consideration, and herewith respectfully return the same, with a recommendation that it do not pass, for the reason that your Committee deem the notice given, insufficient, as it did not shake from which County the territory was to be taken; & that the Courts of the County can give the relief asked for, and this being the case, we have no power under the constitution, to legislate upon it. and your Committee have serious doubts as to whether the change could be made without the consent of the majority of the people in the territory to be effected, and this consent have not been given.
All of which is respectfully submitted,
Wells of Orew
Chairman.

On motion of Mr Browning.
The report of the Committee was adopted and the bill ordered placed on the Calendar.

Mr Wells of Drew, also, from the Committee on the Judiciary, submitted the following report, which was received and read, viz:

Mr Speaker:

The Committee on Judiciary to whom was referred H R No. 161. An act entitled "An act to prevent unjust discrimination in charges for freight and to prohibit persons buying and selling on Railroads." beg leave to state they have had the same under consideration, and herewith respectfully return the same with a recommendation that it pass, with the following amendment: "Add to section 1, the following: "Railroads or other corporations shall be responsible for the safe keeping of all freight for a period of ten days after the same arrives at its destination on the railroad, or other place when freight is delivered by such railroad or corporation."

H. 161.

All of which is respectfully submitted,
Wells of Drew,
Chairman.

On motion of Mr Browning,
The report of the Committee was adopted,

And,

On motion of Mr Browning,
The amendments recommended by the Committee were agreed to.

Mr Sharpe moved that the bill be further amended by inserting the following words:

"The Agent shall be required to give notice of the arrival of goods as soon as practicable, after arrival, and the Road shall be responsible to the owner for fifteen days thereafter without any charge for storage."

Which was not agreed to.

The bill was then ordered engrossed, and made the special order for Tuesday Feby 23d 1875. at 11 30 Oclock A.M.

Mr Robinson of Dade moved that the rules be suspended and that he be allowed to submit a resolution.

Which was not agreed to. (two thirds of the members present not voting therefor)

Mr Wells of Dade, also from the Committee on the Judiciary, submitted the following report which was received and read. viz:

Mr Speaker:

The Committee on Judiciary to whom was referred S.B. No. 105. An act entitled "An act to repeal section 5208. and to amend 5209. of Gantts Digest" beg leave to state they have had the same under consideration, and therefore respectfully return the same with a recommendation that it pass.

All of which is respectfully submitted.

Wells of Dade
Chairman

On motion of Mr Mallas of Orange
The bill just reported was read a third
time and placed upon its passage.
The question being put.
Shall the bill pass?
It was decided in the affirmative
Those who voted in the affirmative.
Allen.

Anderson (Henrico)
Avera
Barnett
Boston
Craig
Craig (Pk)
Bradburning
Casey
Cochran
Cohany
Cluck
Coffey
Dadson (Newton)
Dadson (Randolph)
Darnall
Flippin
Foster
Fulton
Gardner
Grey
Grisolom
Hannah
Hill (Fordham)
Hill (Jefferson)
Hooper
Humphry

Judkins
Little
Love
Martin
Maxwell
McConnell
Morgan
Moore (Barbour)
Moore (Mineral)
Orr
Pat
Powell
Rice
Rhea
Robinson (Preston)
Ruddle
Rumph
Russell
Saunders
Shamp
Shriver
Slaughter
Snyder
Spangler
Swindler
Tennant
Vass
Wells (Brooke)
Wells (Ohio)
Wilkinson
Williams
Wm Spencer

None voting in the negative

On the affirmative 57
On the Negative 1
Not voting 36
94

So the bill was passed.

By unanimous consent:

Mr Wells of White introduced a bill
H. 200. (H. R. 200) entitled An act to regulate the deductions in Salaries of officers for neglect of duty.

Which was read a first time.

By unanimous consent:

Under a suspension of the rules.

The bill was read a second time.

On motion of Mr Little

The bill was amended by striking out in section 2. the words "and three months"

On motion of Mr Wells of White,
Ordered, That the bill be engrossed for a third reading and be made the special order for 10 oclock and 30 Minutes A.M. of Wednesday February 24th 1875.

By unanimous consent;

Mr Barnett introduced a bill
H 201. (H. R. 201.) entitled An act to amend sections 5236. to 5243. inclusive of Gantts digest.

Which was read a first time.

By unanimous consent:

Order a suspension of the rules.

The bill was read a second time.

And,

On motion of Mr Barnett, was referred to the Committee of Ways and Means.

Mr Durham, in accordance with previous notice, moved to reconsider the vote by which the House refused to pass the bill of the Senate (S. 90.) entitled An act to provide for investigating and paying a claim of Lycurgus L. Johnson, and Daniel A. Reynolds, presented to the General Assembly against the State.

S 90.

Mr Barnett moved that the motion lie on the table.

After debate,

Mr Collins moved the previous question, which was seconded, and the main question ordered viz:

Shall the motion to reconsider lie on the table?

Mr Rivers asked for the yeas and nays.

The question being put,

It was decided in the affirmative.

The yeas and nays being demanded by fifty members,

Those who voted in the affirmative were,

Anderson (Craighead)
Anderson (Howard)
Arena
Barrett
Bragg
Bright
Carey
Chaney
Coffey
Collins
Dodson (Newton)
Gardner
Greig
Grisham
Hill (Calhoun)
Hoover
Humphry

Those who voted in the negative:

Allen,

Boehm
Browning
Cochrum
Cluck
Copeland
Dodson (Randolph)
Durham
Filippin
Focker
Fulton
Hannah
Hill (Jefferson)
Judkins
Keen
Little

Lane
Manion
McConnell
Morgan
Mosher (Conway)
Orr
Powell
Rice
Rumph
Russell
Sadler
Sanders
Skinner
Trimble
Wells (White)
Williams
Wolf

Mansell
Moore (Union)
Moore (Woodruff)
Poe
Rhea
Robinson (Desha)
Ruddle
Sharpe
Smyers
Spencer
Venable
Wall
Weir
Wells (Drew)
Wilkinson
Wilson Speaker.

In the affirmative 34
In the negative 31
Not voting 28
93

So the motion to reconsider was laid on the table.

Mr Cochran ask 12 o'clock and 2d minutes P.M. moved that the House adjourn until 9 o'clock and 30 minutes A.M. of Monday February 2d 1874.

Which was not agreed to.

By unanimous consent:

On motion of Mr Kent.

The House passed to the consideration of the bill of the Senate (S. 155) entitled An act to provide for filling the office of Collector of Revenue in certain cases.

S. 155.

Which was read a second time.

On motion of Mr Judkins.

The rules were suspended by unanimous consent.

And.

The bill was read a third time, and placed upon its passage.

The question being put.

Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative.

Were:

Anderson (Braighead)	Gray
Anderson (Howard)	Cochran
Barrett	Delaney
Bragg	Elliott
Bright	Gentry
Browning	Hendricks
Burns	Jordan (Overton)

Dodson (Randolph)
Durham
Filppin
Foster
Fulton
Gardner
Greig
Grisham
Hannah
Hill (Cochran)
Hoover
Humphrey
Judkins
Kerr
Little
Martin
Martin
Morgan
Moore (Barnwell)
Poe
Rice

Clerk Speaker.

Those who voted in the negative:

Were:

Boston
Hill (Jefferson)
Love
Maxwell
Moore Union

(Moore (Woodruff))
Orr
Powell
Robinson (Dorchester)
Sanders
Spangler.

On the affirmative 53
On the negative 11
Not voting 29
93

So the bill was passed.

Pending the vote;

The following explanations of votes were sent to the Clerk's table with the request that they be spread upon the Journal viz:

By Mr Boston.
Mr Speaker: I woke no because I am opposed to the appointing power.

By Mr Maxwell:
Mr Speaker: On examination of my vote. I woke "no" because the Constitution objects to the appointing power. but lets the people rule.

By Mr Sanders.
Mr Speaker: I woke "no" because it gives the County Court power to refuse the bond of the Sheriff and then get his favorite appointed as Collector of this County, and because I am opposed to the appointing power in any shape.

By unanimous consent:
On motion of Mr Humphrey.

74. The bill of the House (H.B. 74) entitled an act to maintain a system of free Common Schools for the State of Arkansas, was referred to the Select Committee appointed to consider the bill of the House. (H.B 143.) entitled an act to establish a system of free Common Schools in this State.

By unanimous consent:
Mr Pennington (Mr Lipscomb in the Chair) submitted the following Communication. from Clerk Randolph

Secretary of the National Board of Trade, and accompanying memorials, which were read, viz:

To

The Honorable the
Speaker of the House of Representatives
Little Rock Ark:

Sir,

In pursuance of a vote by the National Board of Trade at its last annual meeting, I beg leave to inclose herewith three Memorials by that body to the Legislature of the State of Arkansas, And in behalf of the Board I would respectfully request that you will be so kind as to cause the proper presentation of these papers to the honorable body over which you preside for its due consideration, and we hope favorable action.

I have the honor to be
Very Respectfully
Your obedient Servant
Silas Randolph
Secy.

X

The Memorial of the National Board of Trade, to the Honorable the Senate and House of Representatives of the State of Arkansas respectfully showeth;

Whereas, The mercantile interests of this Country are greatly embarrassed in dealing with parties doing business under a firm name, & in ascertaining who are personally interested, and responsible for the obligations incurred by firms, and inasmuch as past experience in many instances, has developed the fact that firms, made in reality been composed of entirely different

persons from those to whom said license was supposed to have been extended, therefore,

The National Board of Trade respectfully petitions your Honorable bodies for the enactment of a law providing that all persons doing or carrying on any business under a firm name within the limits of the State of Arkansas, shall be required to register with the County Clerk, or other designated officer, within the County wherein such firm has its principal place of business, the name of such firm, together with that of each individual member thereof, or interested therein, and that suitable penalties be prescribed to insure the observance of such requirement.

And your petitioners will ever pray &c.

By order and on behalf of the National Board of Trade,

Frederic Fraley,
of Philadelphia
President.

Charles Randolph
of Chicago
Secretary.

Chicago, Ills; January 1875.

The Memorial of the National Board of Trade to the Honorable the Senate and House of Representatives of the State of Arkansas respectfully represents;

That after discussion by representatives from the different sections of the United States, the National Board of Trade has respectfully recommended and [illegible]

tions the Legislatures of the several States, that each enact a law, if none already exist among its statutes, providing that five or more persons associated for the prosecution of any lawful business, may, by subscribing to certain specified articles of association, and complying with all the requirements of law, form themselves into an incorporated company, with or without limited liability, as may be expressed in the articles of association. And that such publicity be provided for, as shall enable those who trade, or do business with such corporations as adopt the limited liability, to know that no liability exists, beyond that of the Joint Capital which has been subscribed for and paid in.

Respectfully submitted on behalf and by order of the National Board of Trade, to the Honorable the Senate and House of Representatives of the State of Arkansas.

Frederick Fraley.
of Philadelphia
President.

Charles Randolph
of Chicago.
Attorney.

Chicago, Ills; January 1 & 74.

To the Memorial of the National Board of Trade to the Honorable the Senate and House of Representatives of the State of Arkansas respectfully sheweth:

That the magnitude of the business of transportation by railways, especially of the products of the South, renders a revision of the modes

by which it has hitherto been conducted, of the greatest importance alike to the producer and consumer. And while not assuming to suggest all the reforms that may be desirable or achievement, and recognizing the fact that the same remedies are not in all cases applicable in the several states, the National Board of Trade respectfully represents that, after a full discussion, the following views have met the approval of this body, composed of representatives from the leading commercial organizations of the United States, and believing they are of general application, beg leave to present them for the consideration of Your Honorable Bodies.

First. That while railway companies, like other corporations, are properly under the control of, and should be held responsible to, the power that gave them existence, and may properly be held in check in any attempt on the exercise of unjust or arbitrary powers, nevertheless, experience has shown that it is expedient to seek by legislative enactment to establish fixed rates for transportation.

Second. That the practice by many railway companies of delegating to special freight lines the conduct of a large portion of their business frequently leads to great abuses, and results in an unnatural and unnecessary addition to the cost of transportation; hence, all railway companies should be required either to assume the direct and exclusive control and responsibility of the whole business of their lines, or open it to the competition of all freight lines that may seek to undertake it.

Third. That railway companies engaged in the business of transportation, going in track should in all cases be held responsible for the delivery of the same quantity of

grain they receive. And while it is believed the Common Law governing all carriers would, if appealed to, enforce this principle, it is desirable and proper that the several State Legislatures should enact laws compelling its observance, and that such laws should by simple, easy, and inexpensive proceedings, enable any individual aggrieved to secure a prompt and efficient remedy in case of their violation.

Respectfully submitted by order and on behalf of the National Board of Trade.

Frederic Fraley,
of Philadelphia.
President.

Charles Randolph
of Chicago.
Secretary.

Chicago, Ills; January 1870.

On motion of Mr Browning.
The Communication and Memorials were referred to the Committee on Memorials.

And then.

On motion of Mr Hamlin.
The House at 12 Oclock and 45 Minutes P.M. adjourned until 9 oclock A.M. of Monday Feby 22d 1870.

H.W. Hemming, Jr
Speaker.

H.W. Hemming
Clerk.

Monday Morning
February 22d 1875

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names:

Anderson (Craighead)
Anderson (Hubbard)
Avera
Barnett
Bragg
Brigham
Brooming
Burns
Carey
Cochran
Cravens
Cleveland
Cluck
Coffey
Coleman
Copeland
Davis
Dodson (Newton)
Dodson (Randolph)
Durham
Flippin
Foster
Fulton
Gardner
Gillis
Greig
Gridsom
Hannah
Hill (Calhoun)
Hill Jefferson
Hudler
Humphry
Judkins
Kerr
Little
Lowe

Markum
Maxwell
McConnell
Morgan
Moore (Clarke)
Moore (Union)
Moore (Madison)
Orr
Parham
Pace
Polk
Pannell
Rice
Rhea
Robinson (Perry)
Rudder
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Snyder
Spangler
Spinks
Swaid
Wall
Weir
Wells (Drew)
Wells (White)
Wildberger
Williams
Wolf
Mr Speaker

A quorum of the House present.
Prayer by Rev C. S. Dulin, L. L. D.
President of Stephens Female College
Columbia Mo.

The Journal of the preceding day was
read and approved.

Mr Kerr moved that the portion
of the Journal referring to the subject
and the resolution of Mr Hatchell of Jef-
ferson be expunged from the Journal.

After debate,

The motion to expunge was agreed
to.

Mr Cleveland when his name was
called announced that his leave
of absence was not out, and that
he did not appear for the purpose
of answering to his name, or to take
his seat.

On motion of Mr Filspin,

Mr Bohnt was granted leave of
absence until Saturday Feby 27th 1875.

Mr Pack appeared in his seat
and answered to his name, and
was excused for absenting his
leave, on account of sickness.

On motion of Mr Dodson of Randolph
Mr Shaff was granted leave of absence
from the 24th of February for 15
days, or until the adjournment of
the General Assembly, if it should
adjourn before the fifteen days expir-
ed.

A message from the Senate by J. W.
Calloway their Clerk announcing

Senate Chamber,
Feby 20th 1875.

Mr Speaker:

I am instructed by the Senate to inform your Honorable body of the passage by the Senate of Senate Bill No 207. entitled "An act fixing the regular terms of holding the County Courts of the State, and for fixing the salary of the County Judges and the per diem & pay of Associate Justices in the several Counties in this State. approved Feby 5th 1875.

and herewith respectfully submit the same.

T. Koch. Secretary.

Also. a further message,

Senate Chamber,
February 20th 1875.

Mr Speaker:

I am instructed by the Senate to inform your Honorable body of the passage by the Senate of Senate Bill No 198. entitled "An act to enable the several Counties of this State, to fund their State Scrip or to obtain a reissuance of the same."

198.

and herewith respectfully submit the same.

T. Koch. Secretary.

Senate Chamber,
Feby 20th 1875.

Mr Speaker:

I am instructed by the Senate to inform your Honorable body of the passage by the Senate of Senate Bill No 213. entitled "An act amending Section 15 of an act of the General Assembly

213.

entitled "An act to provide for the leasing and management of the State Penitentiary" approved April 15th 1873.

and thereunto respectfully submit the same.

Rhonds H. Newton, Secy.

Also a further message:

Senate Chamber
February 20th 1875.

Mr President:

I am instructed by the Senate to inform Your honorable body of the Concurrence by the Senate in
H. 65. the amendments by the House to Senate bill No 65 entitled An act to regulate the Salaries of Special Judges

Respectfully
Thomas H. Newton Sec'y

Senate Chamber
February 20th 1875.

Mr Speaker

I am instructed by the Senate to inform your honorable body of the passage by the Senate of House
H. 117 Bill No 117, entitled "An act to authorize Counties, Cities, and incorporated towns to call in their outstanding warrants, scrip, or other evidences of indebtedness for cancellation and reissue, and thereunto respectfully return the same.

Rhonds H. Newton, Secy.

Also a further message.

Senate Chamber,
February 20th 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of House
H. 190. Bill No 190. entitled "An act to legalize and make valid certain proceedings of the Board of su-

Sponsors of Little River County in funding outstanding warrants"
and herewith respectfully return the same.

Thos. H. Newton, Secy.

Also a further message.

Senate Chamber,
February 20th 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of a substitute for House Bill No 68. entitled "An act to prevent criminal abortion."
and herewith respectfully submit the same, with the original bill.

Thos H. Newton, Secy.

Also a further message.

Senate Chamber,
February 20th 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of House Bill No 148. entitled "An act to prohibit horse racing within certain boundaries."

With an amendment by the Senate as follows: - Add the following as Section 2.

"Provided that the provisions of this section shall not apply to any regular enclosed race course or racing park."
and herewith respectfully return the same.

Thos. H. Newton, Secy.

Mr. Krieg asked leave to call up H.B. No. 157. " An act to amend Section 3720 of Gantt's Digest, enlarging and extending the jurisdiction of Justices of the Peace in certain cases."

The hour of 10 o'clock A.M. having arrived, the House passed to the consideration of the special order for the hour, being the consideration of Substitute for House Report No. 157 " an act to provide for the support of the Arkansas Institute for the education of the blind."

On motion of Mr. Trimble, the House then resolved itself into the Committee of the whole, for the consideration of the bills

Mr. Trimble, of Independence, in the Chair.

After consideration of the bills in the Committee of the whole House,

The Speaker resumed the Chair.

The Committee rose at 11 o'clock A.M. and Mr. Trimble, Chairman, made the following report:

Mr. Speaker:

The House, acting as a Committee of the whole, have had under consideration the bill, entitled " An act to provide for the support of Arkansas Institute for the education of the Blind", being substitute H. R. No. 157, and have instructed me to report the bill back to the House, and recommend its passage.

All of which is respectfully submitted

J. Trimble, Chairman,

On motion of Mr. Kent,

The report of the Committee was adopted and

On motion of Mr. Humphreys,

The bill was read the third time and placed upon its passage,

The question being put,

Shall the bill pass?

It was decided in the affirmative,

Those voting in the affirmative were,

Anderson (Howard)
Avera
Barnett
Bragg
Bright
Chaney
Cluck
Collins
Copeland
Davis
Denham
Dippin
Foster
Fulton
Gardner
Greig
Gwinn
Hill (Jefferson)
Hoover
Humphreys
Jenkins
Kerr
Martin
Maxwell
Moore (Union)
Orr
Patton
Poe
Polk
Powell
Rice
Robinson (Dooly)
Ruddle
Rumph
Russell
Sanders
Sadler
Spangler
Stubbs
Venable
Weir
Wells (White)
Wildsburger

Those who voted in the negative were:

Anderson (Craighead)
Brumley
Casey
Cochran
Coffey
Dodson (Newton)
Dodson (Randolph)
Dillis
Hannah
Hill (Cathoun)
Lee
McConnell
Moore (Carroll)
Rhea
Sharpe
Shinn
Spivey
Williams
Mr. Speaker
Moore (Woodruff)

In the affirmative 47
In the negatives 20
Not voting (31
93

So the bill was passed.

Pending the vote, the following explanations of votes were sent to the Clerk's table with the request that they be spread on the journal.

By Mr. Anderson, of Braidhead:

Mr. Speaker:

I vote No, because I think the institution could have been run with a less amount, and I think in our impoverished condition we ought to cut off every expense possible.

By Mr. Dill, of Bellaire:

Mr. Speaker:

I vote no that I am opposed to the to the education of the blind, but owing to the depressed condition of the state finances

By Mr. McConnell:

Mr. Speaker:

I am opposed to giving all the aid the state is able to give the institute, but I think the state is not able to bear aid, that the institute should do very well without. Therefore I vote. No.

By Mr. Moore, of Carroll.

Mr. Speaker:

Believing the appropriations enormous in an impoverished condition at the present time therefore I vote. no.

The vote was then announced as above.

On motion of Mr. Cochran,

Leave of absence was granted Mr. Burns, for three days, from the 22d. February, 1875.

On motion of Mr. Kerr,

Leave for the day was granted to Messrs. Wolf, Morgan, Rude, and Sergeant-at-Arms Kelley, to attend the meeting of Mexican Soldiers in commemoration of Washington's birthday.

On motion of Mr. Kerr,

The Special order, for 11.30 A.M., being the consideration of the Substitute for House Report No. 177," an act to provide for the support and maintenance of the Deaf Mute Institute for two years,"

was postponed, and made the special order for 10 A.M. on the morning, Feby. 23d, 1875.

When,

On motion of Mr. Kerr,

Ordered, That out of respect to the memory of the Father of his Country, the anniversary of whose birth, is to day celebrated, the House do now adjourn;

Which,

At 1.1 o'clock, 15 minutes A.M. the House "Adjourned"

A. H. Spaulding
Clerk.

A. A. Pennington
Speaker.

Tuesday Morning.
February 23d. 1875.

The House met pursuant to adjournment.

The roll was called, and the following named members answered to their names:

Anderson (Caithead)
Anderson (Howard)
Avery
Barrett
Bass
Beaton
Bradford
Bragg
Bright
Browning
Burns
Cassey
Cochran
Chaney
Cleaveland
Chuck
Cotsbey
Collins
Copeland
Davis
Dodson (Newton)
Dodson (Randolph)
Durham
Dupuis
Foster
Fulton
Gardner
Gillis
Greig
Grissom
Hammack
Hill (Cathcart)
Hill (Jefferson)
Hoover
Humphrey
Jones
Judkins
Kent
Little
Love
Martin
Maxwell
McConnell
Morgan
Moore (Carroll)
Moore (Union)
Moore (Monroe)
Orr
Patton
Poe
Polk
Powell
Rice
Rhea
Robinson (Dyer)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Smyth
Spangler
Trimble
Venable
Wall
Weir
Wells (Dyer)
Wells (White)
Wildberger
Williams
Wolf
Mr. Speaker?

A Quorum of the House present.

Prayer by the Chaplain.

The Journal of the preceding day was then read and approved.

By unanimous consent,

Under suspension of the rules,

Mr. Phippin called up Senate bill No. 128, "An act to be entitled an act to provide for the locating and changing of County Seats"

With Senate amendment to House proviso, as follows:

"Resolved, That for five years from this date the provisions of this act shall not apply to any county in which election has been held to determine the location of the county seat within one year next preceding the date of the passage of this act or in which such election is now pending"

On motion of Mr. Humphrey,

The amendment was read the first time.

The rules were suspended, and the amendment read the 2d time,

And made the special order for 10. A.M. tomorrow.

On motion of Mr. Slaughter,

The House ordered that Chairman of the Committee on Ways and means was authorized to employ a clerk.

Under suspension of the rules,

Mr. Greig, by unanimous consent, called up Senate bill No. 92 "An act to amend Section 3723 of Gantt's Digest, enlarging and extending the jurisdiction of Justices of the

clerk in certain cases".

On motion of Mr. Craig,

The bill was then read the third time and placed upon its passage.

The question being put,

Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were:

Anderson (Craighead)
Anderson (Howard)
Avera
Barrett
Bradford
Bragg
Briggs
Browning
Casey
Cochran
Cook
Coffey
Davis
Dodson (Newton)
Dodson (Randolph)
Dunham
Flippin
Foster
Fulton
Gillis
Greig
Hill (Cocke)
Hooper
Humphreys
Jones
Kerr
Little
Love
Martin
Maxwell
McConnell
Morgan
Moore (Carroll)
Moore (Union)
Orr
Patton
Poe
Polk
Powell
Rice
Rhea
Robinson (Lewis)
Riddle
Runyon
Russell
Sadler
Sanders
Sharpe
Shipp
Slaughter
Snyder
Stribling
Venable
Wall
Weir
Wells (Dyer)
Wells (White)
Wildburger
Williams
Woods

Mr. Speaker.

Those who voted in the negative were:

Judkins (Spangler. Moore (Woodruff).

In the affirmative 63

In the negative 3

Not voting (27
93

So the bill was passed.

Under order of unfinished business,

By unanimous consent,

H.R. 146. Mr. Browning called up H.R. No. 146, "An Act to change and define the lines between the counties of Hot Spring and Clark, and Hot Spring and Dallas,"

Mr. Barrett moved that the bill lie on the table subject to call.

After debate,

The motion was carried, and the bill ordered to lie on the table subject to call.

By unanimous consent,

Under suspension of the rules,

H.R. 202 Mr. Humphreys introduced the following bill, (H.R. No. 202)

"An act to cause all the lands in this state heretofore donated to railroads or Railroad corporations, when the title to said lands has passed from the government of the United States."

The bill was read the first time.

Under a suspension of the rules,

The bill was then read the second time

And,

On motion of Mr. Humphrey,

Was referred to the Committee on Judiciary.

Under suspension of the rules,

Mr. Rivers by unanimous consent, called up Senate Bill No. 138, "An act to amend the revenue laws of the state";

S 138.

The bill was read the first time.

On motion of Mr. Filippis - that the rules be suspended and the bill read the second time,

It was agreed to (two-thirds of the members present voting therefor.)

The bill was then read the second time.

Mr. Filippis then offered the following amendment:

"Provided, that every school district shall be required to levy a tax on the district to pay all of its former indebtedness now owing and due on account of the school district".

On motion of Mr. Bragg,

The bills and amendment were referred to Committee of the Whole House, and made the special order for 2 o'clock P.M. on Wednesday, Feby. 2nd. 1875.

The hour of 11.30 having arrived, the House took up the special order of the day, being the consideration of Sub. H.R. No. 102, a bill entitled,

H 102

"An act to provide for the support and maintenance of the Arkansas Deaf Mute Institute, for two years."

On motion of Mr. Humphrey,

The House resolved itself into the Committee of the Whole House for the further consideration of the bill.

Mr. Hill of Calhoun in the chair.

After consideration of the bill in the Committee of the Whole House.

The Speaker resumed the Chair at 11.45 o'clock A.M.

And,

Mr Hill of Calhoun chairman of the Committee of the Whole House made the following report:

Mr Speaker; The ~~House~~ acting as a Committee of the Whole, have had under consideration the Bill entitled "An act to provide for the support and maintenance of the Arkansas Deaf Mute Institute for two years"

H.B. 122 being H.R. No. 122. and have instructed me to report the Bill back to the House with the following amendments, and recommend its passage: "In section 2, insert" after the words "dollars" the words "to be paid quarterly"

Also, same section after the words "attendance at said Institute" insert the words "to be paid monthly."

Also, same section strike out the words "said appropriation of this section shall be paid quarterly and" And, also, strike out the words "accompanied by the itimized statement of the purpose for which the sums specified in the order are to be applied."

Also amend by adding "Provided, that parents and guardians who are able to pay the $180. applied for, be exempted from the bill

Also, strike out "$9000." and insert "7000.".

All of which is respectfully submitted.

Allen, of Cheshire,
Chairman.

On motion of Mr. Rice, of Benton,

The report of the committee was adopted.

On motion of Mr. Humphrey,

The House proceeded to the consideration of the amendments proposed by the Committee of the Whole House.

Mr. Humphrey moved the adoption of the amendment to the Salaries paid "quarterly", and the Expenses incurred paid "monthly".

Which was agreed to.

Then,

On motion of Mr. Clarke, the proviso, "That parents and guardians who are able to pay the $180. applied for, be exempted from the operation of the bill".

Was agreed to.—

The question occurring on the motion to adopt the amendment striking out "9000" and inserting "7000."

The amendment was not agreed to.

On motion of the Title

Leave of absence was granted Mr. Pettibone, until Friday, February the 26th 1875.

The Latter did not succeed the following amendment

Mr Speaker,

I move to amend the 2nd sec, so as to read.

That the amount to be paid by the parents or guardians shall not exceed their proportion of their expenses connected there with shall be deducted from the appropriations of this bill.

Pending the consideration of which

On motion of Mr Sedgwick

The House at 12 o'clock and 4 5 minutes P.M. took a recess until 2 o'clock and 30 minutes P.M.

After the recess

2 o'clock and 30 minutes.

The House met pursuant to adjournment.

The roll was called, and the following named members answered to their names:

Anderson (Caughead)	Dodson (Renton)
Anderson (Howard)	Dodson (Randolph)
Avery	Dunham
Barrell	Elliott
Bone	Foster
Bradford	Fulton
Brago	Fuller
Brumfield	Gates
Bussey	Gniadow
Cothcart	Hammack
Chambers	Hill (Calhoun)
Cleveland	Hill (Jefferson)
Crouch	Howell
Cuffee	Humphrey
Dillingham	Ingram
Copeland	Jones
Davis	

Little
Love
Lathan
Maxwell
McConnell
Morgan
Moore (Bowie)
Moore (Union)
Moore (Woodruff)
Orr
Patton
Polk
Powell
Price
Rhea
Robinson (of Desha)
Ruddle

Mr Speaker

On motion of Mr Sharpe

Mr Orr was excused for the day

On motion of Mr Fulton

Mr Bright was excused for the day

On motion of Mr Orr

Mr Gardner was excused for the day

The House then proceeded to the consideration of the Amendment introduced by Mr Patton to the Senate Report No 122

"An Act to provide for the support and maintenance of the Arkansas Deaf Mute Institute, for two years

The Amendment being to amend the Bill to as it reads

"That the amount to be paid to the parents or guardians who are the

Parker
Parnell
Parker
Sanders
Sharpe
Shaver
Slaughter
Sowell
Stallcup
Tindle
Vandale
Wall
Weir
Wells (of Drew)
Wells (of Phillips)
Williams
Wolf

by the Auditor and other expenses connected therewith shall be deducted from the appropriation of this bill."

Which was agreed to

Mr McConnell
to
move to amend by striking out the first section which was not agreed to.

Mr Barrett introduced the following amendment:

Mr Speaker
I move to amend
that before a student is entered that he or she produce a certificate from County Court that they are not able to pay their own expenses

Mr Durham
moved to lay the amendment on the table which was agreed to

Mr Hill moved that

the bill be engrossed and made special order for 11 A.M. on Friday February 25th 1875

Mr Dalton
moved that the bill be indefinitely postponed

Mr Erwin moved

Mr Bragg called for the yeas and nays.

The call was sustained.

Those voting in the affirmative
were
Messrs Dalton and Hill of Calhoun
Those voting in the negative were

Anderson	Lee
Anderson	Maxwell
Berd	McClennell
Barrett	Morgan
Bree	Moore
Bradford	Penn
Bragg	Penn
Brothers	Orr
Cochrand	Polke
Chaney	Powell
Chuck	Price
Coffey	Robinson
Collins	Rudolph
Copeland	Russell
Davis	Sadler
Dixon	Sanders
Dixon	Shapard
Durham	Shipman
Kilpatrick	Slaughter
Foster	Summers
Fulton	Sumner
Greig	Trimble
Griffin	Truett
Hannah	Vail
Hill	Weir
Howor	Wells
Humphrey	Wells
Irwin	Weltzberger
Irwin Jenes	Williams
Kerr	Wolf
Little	Wm Blaker

Casey

In the affirmative	2
In the negative	62
Not voting	14
	78

So that

Section 2 is indefinite & was not agreed to

The Section of the title was then adopted

On Davis by unanimous consent introduced the following resolution -

Joint Resolution refering the petition of Reynolds & Johnson asked Daniel & Reynolds to the State Board of Finance

Be it resolved by the General Assembly of the State of Arkansas

That the petition of L Johnson and Daniel & Reynolds with the accompanying papers be referred to the State Board of Finance for investigation; and that said Board be authorized to have the books or any part of the levee books connected with said petition connected and send for persons and papers and take testimony & examine & ascertain the amount if any that is legally equitably and justly due from the State to said Johnson and Reynolds.

Be it further resolved

That it shall be the duty of said Board to report their action and findings to the next General Assembly together with such recommendations as said Board may deem just and proper for the adjustment and settlement of said claims.

Be it further resolved:

That the Arkansas Chancery Court be authorized to stay all further proceedings in the decree of the

-ments in said Court - resting upon the
Lands of said Johnson and Reynolds
in Suit substractions in the County
of Chicot - until the final action of
the General Assembly on the premises

A Message from the Governor
by Col O. A. Wood private Secretary

Executive Office
Little Rock Ark
Feb 22nd 1875

To

The Speaker and Members of the
House of Representatives
Gentlemen

I have the honor to lay
before you a communication addres-
sed to me by the President of the Board
of Trustees of the Blind Institute, and
I respectfully ask your earliest at-
tention to the matter

Very respectfully
A. H. Garland
Governor

To His Excellency
A. H. Garland
Governor of Arkansas

Dear Sir,

The Trustees of the
Arkansas Institute for the education
of the blind beg leave to report
further on the obligation, the past
present and future hopes tied up and

necessities of this unfortunate Institution with a view to save from disaster or hinderance by ungenerous legislation. It is one of the finest of the State - The fruit of her labor, having for fifteen years given its fostering care standing God forbid it should continue to grow and prosperity

The good which the rise progress and results of this Institution has been given in the several Biennial reports perhaps not within reach of those holding the destiny and welfare of this important trust committed to the Board of Trustees and Superintendents. To further bring through them to the General Assembly matters now under consideration touching the most important interests of this Institute; it is deemed necessary to allude to some of the leading steps in the past - but in order to appreciate a substantial progress that should be viewed by strictly correct -

This noble Institute was founded in 1859 by the devoted efforts of Prof Otis Pallen and family who were eminently qualified by education and temperament - a rare fitness for the peculiar work, makes it well developed and nurtured in the confidence of the public, rendering a generous aid and support in infancy, and under this supervision to the present time conducting its affairs with such business capacity, integrity, and economy as to give assurance of complete success in the enterprise deserving for it merited aid and support.

Located at first in Arkadelphia, receiving aid from the benevolent title 1860-61, the Legislature made a small appropriation and put the Institution under an efficient Board of Trustees, followed by each succeeding legislature, with sufficient to keep up a living organization and committed to a continuous aid and support on an advancing scale.

The claims of this Institution

A generous support cannot be withheld.
The education of the blind by means adapted to their condition is of recent origin, and it has come to be admitted that they are entitled to educational facilities, equal to that of seeing persons. The facilities and methods in this country and in Europe in this branch of education has been greatly elevated. A generous rivalry has of late sprung up between the states, making the institution both useful and ornamental.

Since the war, Louisiana has appropriated over a quarter of a million, and the state of Ohio $275,000 for erecting immense buildings of great splendor for the education of the blind. Nearly all the states have made similar advance and our state cannot afford to make a retrograde movement while "the balance of mankind have eyes upon her". The legislature of 1868 provided for the removal of the Institute from Arkadelphia to this city on premises rented at $1000 pr annum instructing the Trustees to find the most eligible location to purchase the lands and put them in order for erection all the necessary buildings and made the first and only appropriation that has been made of $7,000. for the purchase of lands and for building purposes under the plea of "no funds". The Institute held at Arkadelphia lands and tenements valued at $40,000. made partly from private contributions. The same legislature directed the sale of this property, the proceeds to be used in laying out, planting and beautifying the lands purchased here.

While holding the property for a higher price, a subsequent legislature repealed this fair provision and gave it to the city of Arkadelphia for a Normal School, suggesting an equivalent in money, but never made. Like what is now intimated may be, to effect the repeal of an act donating certain lands, working a benefit to the penitentiary contractor at the expense of the blind Institute, a wrong most impolitic, about being committed without giving the Trustees an opportunity to be heard, other than interposition here made.

It gives the Trustees and Superintendent pleasure to report that the Institute has recently been visited by most if not all the members of the Legislature and State Officials who can bear witness to the great benefits conferred upon the blind pupils in these halls of instruction. provisions, new and imperfect, but sufficient to mark this as the age foretold by the ancient prophet Isaiah XLII-16- "And I will bring the blind by a way that they know not, I will lead them in paths that they have not known. I will make darkness light before them" They can also testify to the enhanced value of the eight acres of land, the improvements, the admirable site

for the main building, the need of which greatly outranks the beneficial workings of the institution. a property acquired on behalf of the State, put under a fair valuation exceeds $2½ ans. a clear gain to the State of $30,000, for the lands were purchased and the buildings erected on the $70,000, and the savings out of the general appropriations. by the practice of the severest economy and good business management. all worked up and completed in May 1870 - to the saving of $5000 in rents. A like showing of a public benefit worked up for a dependent class, does not appear in any State department. a work still progressing in a way that will hold unwise or unfriendly legislative enactments. It is for this the Trustees would speak.

An appropriation for putting up the main building promised in the outset, has been put off from one legislature to another while the Deaf mute has been more highly favored. To That institution was given $20,000, in money and 12 acres in land of great value, lying just south of the penetentiary, for building purposes, The Legislature of 1872-73 desirous of having built the main structure of the Blind Institute without so materially enlarging the volume of State paper on the market, passed an act appropriating to that purpose twenty acres of land, lying just south of the penetentiary, to be laid off in lots and blocks as an addition to the city, then rapidly growing in that direction, a step deemed important to the growth of the City and subserving the best interest of the State. The Bill was under consideration for months, and no objections made, was the law when the ten years Penitentiary contract was given,

The Trustees entered upon the lands and at considerable expense, laid off in lots and prepaired it for a public sale, sufficient to put the Institute main building under way when the money panic spread over the land and for a time put a stop to further proceedings, But the lands give the Institute letters of credit on which it is prepared, without further delay, to build up the walls of this stately edifice, the like of which will give the State letters of credit the world over, as standing in the advancing lines of progress, in the Art and Science of conducting a beneficial government and the progress of these works, no other use of these lands has been decided except as a vegetable garden for the Penitentiary contracts which was not included in the ten-years contract, of immense value, and the State is under no obligations to extend additional favors.

Now under pretenses of enlarging the Penitentiary walls, a bill is under consideration, to enclose [illegible] lands, valued at $30,000, without any consideration

the sightless blind of the State and give to the "exclusive use of the Penitentiary," not back to the State — in effect giving it without charge, into the hands, control and use of the Contractor for ten years, and so on, for the time passing all the rights of the State under the contract a benefit exclusively personal, burrying the city even from further extention in that direction; a hinderance to its growth and prosperity.

It would be exceedingly unwise and detrimental to extend the prison walls over there lands giving an enlarged frontage, a prominent eye sore to all parts of the city.

If the walls must be extended, let it go westward out of sight on lands useless for other purposes and of value for a stone quarry. If the bill passes extending the walls over this twenty or thirty acres in question, send out with it a writ of enquiry to find out whether the Penitentiary is in the city of Little Rock or the city of Little Rock is in the Penitentiary for the crime of a desire to extend her borders.

In this inconsiderate step to repeal the former act, we can see no possible benefit to any other interest except an advantage gained by the individual Contractors, and to thus seige upon the inheritance of the indigent blind of the State, can but work an irreparable injury, to set at rest the rebuilding of one of the most important benevolent institutions of the State.

It is with all due deference that the Trustees interpose these well-intended suggestions. The friends of the Institute have not been consulted, and they have no right to set quietly by and see these valuable interests rotted from the Institute, lands vested in trust for a special purpose.

Now the Trustees of the Blind Institute beg leave to present this report on the situation to your Excellency and ask that it be given such direction as will best promote the interest here treated.

Respectfully &c

Liberty Bartlett
President

J. J. McAlmont
Secretary

The resolution was read 1st time

By unanimous consent the rules were suspended and

Joint resolution was read

the 2nd time,

Mr Dunham offered the

following amendment

Mr Speaker.

I move to strike out all that part which authorizes a Stay of proceedings of the Pulaski Chancery Chancery Court

The question then recurring

on the adoption of the amendment

offered by Mr

Dunham

It was agreed to.

Mr Collins offered the following amendment,

I move to amend by adding "The report to be made shall state the true cash value of the work done without any regard to any contract that may or may not have been adopted,

Mr Dunham offered the following amendment

to the amendment,

Provided that nothing herein contained shall be so construed as to impair the obligation of any legal contract existing between the State of Arkansas and the said Johnson & Reynolds,

Mr Bragg moved to indefinitely postpone the further Consideration of the joint resolution and Amendments.

After debate.

Mr Sadler asked for the yeas and nays,

The question being put,

It was decided in the

negative,

The yeas and nays being demanded by

five members,

Those who voted in the affirmative,

Anderson (Breathitt)	Martin.
Anderson (Howard)	McConnell.
Avera	Morgan.
Boone	Moore, (Carroll)
Bradford	Norwood
Bragg	Orr,
Bright	Powell.
Bullock	Rhea
Coffey	Rumph
Dodson (Newton)	Russell
Ellis	Sadler
Greig	Sanders
Hoover	Trimble
Humphry	Wells.

Mr Speaker,

Those who voted in the negative were:

Browning,	Love
Carey,	Maxwell
Coffey,	Moore (Lincoln)
Copeland,	Moore (Woodruff)
Davis	Patton
Dodson (Randolph)	Polk
Durham,	Rice
Flippin,	Robinson
Foster,	Ruddle
Fulton,	Sharpe
Grisson	Shinn
Hannah	Slaughter
Hill, (Calhoun)	Smyers
Hill, (Jefferson)	Spangler
Jones	Wall
Judkins	Weir
Kerr	Wells (Dyer)
Little	Williams
	Wolf.

In the affirmative,	27
In the negative,	37
not voting,	29
	93

So the motion to indefinitely postpone the further consideration of the joint resolution and amendments was not agreed to,

Mr Copeland then moved that the further consideration of the amendment & the amendment to the amendment be indefinitely postponed and also moved the previous question which was seconded and under the operation thereof the motion was not agreed to.

The question being on the amendment to the amendment

Mr Barrett offered as a substitute the following joint resolution (H. J. Res 34) which was read a first time

Be it resolved by the General Assembly that the claim of Lycurgus D. Johnson and D. H. Reynolds be referred to the Finance Board for adjustment and to report the result of their investigation to this or the next Legislature,

Pending the consideration of the joint resolution

Mr Greig at 4 o'clk & 39 minutes P.M. moved that the house adjourn

Which was not agreed to,

Pending the further consideration of the resolution

Mr Moore of Carroll at 4 o'clk & 41 minutes P.M. moved that the house adjourn

Which was not agreed to,

Mr Humphry moved that the house take a recess until 7 o'clock P.M,

Which was not agreed to,

Then
On motion of Mr Durham the rules were suspended (two thirds of the members present voting therefor) and

The joint resolution was read a second time and

on motion of Mr Durham
Ordered That the resolution be engrossed for
a third reading and made the special order
for 11 oClk A.M. on the morrow,

Under a suspension of the rules for that
purpose
On motion of Mr Little
The House passed to the consideration
H. 97 of the bill of the House (H. R 97) entitled
An act to compel a proper register of
County officers except in Certain Counties,

Which was read a third time and placed
upon its passage

The question being put, shall the bill pass,

It was decided in the affirmative,

Those who voted in the affirmative

were,

Anderson (Howard)
Avera
Barrett
Bragg
Browning
Casey
Chaney
Cleek
Collins
Davis
Durham
Fulton
Hannah
Hill (Calhoun)
Hoover
Humphry
Jones
Judkins
Kerr
Little
Love
Martin
Maxwell
McConnell
Moore (Union)
Moore (Woodruff)
Orr
Patton
Rice
Robinson (Dooly)
Ruddle
Rumph
Russell
Sadler
Sanders
Slaughter
Smyers
Spangler
Trimble
Wall
Weir
Wells (Drew)
Wells (White)
Williams

Mr Speaker

Those who voted in the negative were,

Anderson (Kraighead)	Greig
Bove	Morgan
Bradford	Moore (Carroll)
Coffey.	Powell
Dodson (Trenton)	Rhea
Dowell	Sharpe
Dilspin	Shinn
Foster.	Wolf.

In the affirmative; 45.
In the negative 16,
Not voting 32,
93

So the Bill was passed,

Under a suspension of the rules for that purpose
On motion of Mr Rivers
The House passed to the consideration of the bill of the House (H. R, 23) entitled An act for the Incorporation organization and government of municipal Corporations to-gether with the Amendments of the Senate recommended thereto,

The Senate Amendments were read a first time,

By Unanimous Consent
Under a suspension of the rules the Senate Amendments were read a second time
And
On motion of Mr Kerr,
Were made the special order for a third reading for 11 OClk & 30 minutes A.M. of Thursday Feb 25 — 1875.

And then
On motion of Mr Dodson of Trenton the House at 5 OClk & 11 minutes P.M.

Adjourned,

A. A. Pennington
Speaker

W. J. Gaulding
Clerk.

Wednesday Morning
February 24. 1875.

The House met pursuant to adjournment.

The Roll was called and the following named members answered to their names,

Anderson (Breathitt)
Anderson (Howard)
Beers
Barrett
Boone
Bradford
Bragg
Bright
Browning
Carey
Cochran
Chaney
Clinck
Corbett
Collins
Copeland
Davis
Dodson (Newton)
Dodson (Randolph)
Durham
Filspatrick
Foster
Fulton
Gardner
Gillis
Greig
Gibson
Hannah
Hill (Calhoun)
Hill (Jefferson)
Hoover
Humphrey
Jones
Judkins
Kerr.

Little
Love
Martin
Maxwell
McConnell
Morgan
Moore (Carroll)
Moore (Union)
Moore (Woodruff)
Orr
Patton
Pace
Polk
Powell
Rice
Rhea
Robinson (Clarke)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Skinner
Slaughter
Snyders.
Spangler
Trimble
Venable
Wall
Weir
Wells (Drew)
Wells (White)
Williams
Wolf

Mr Speaker,

A quorum of the House present.

Prayer by the Chaplain

The Journal of the preceding day was read and approved,

Mr Martin sent to the Clerks table the following protest and asked that it be spread upon the Journal which was read viz:

We hereby enter our solemn protest against the reopening of the question of the Claim of Johnson v Reynolds during the present session, Senate Bill No 90 has been on three several occasions decisively rejected by the house and finally on motion to reconsider that motion was laid on the table, Accordingly to all parliamentary law this should have been an end of the matter, Nevertheless a joint resolution is brought forward embracing the same subject matter. many members urged that it was out of order. The Chair intimated that he would so rule. but hoped that objections would be withdrawn. Some members thereupon withdrew. while others pasitively refused to withdraw their objections. The Chair ignoring and apparently holding of little value these objections. ordered the Clerk to read the resolution without ruling as was demanded in the premises or without putting the matter to a vote of the house and we now find the same subject matter forced back upon us without a reconsideration; in plain violation of the rules of the house, with the prospect before us of consuming the remainder of the term with this endless question, We enter our protest against this strange proceeding and insist on a ruling by the Chair before proceeding further in the matter.

Collins
of Prince Ge
John J. Mudd of Charles,
H. M. Moore
G. W. S. Dodson
J. T. Coffey
R. T. Saunders.
Thos. Owen

J. D. Bragg
B. B. Martin.
W. F. Avera,
W. C. Barrett,
R. N. McConnell,

Mess Anderson (of Geraghead) Powell Greig and Wells (of White) asked that their names be attached to the protest.

Mr Kerr objected to the spreading of the protest upon the Journal.

After discussion

Mr Judkins moved that the protest be rejected, and also moved the previous question which was seconded and the main question ordered viz: Shall the protest be rejected,

Mr Martin asked for the yeas and nays

The question being put

It was decided in the affirmative

The yeas and nays being denied by five members:

Thos who voted in the affirmative were:

Anderson (Howard)
Boone,
Browning,
Casey
Chaney
Cleveland
Cluck
Copeland
Davis
Dodson (Randolph)
Durham.
Filspein
Foster
Fulton
Hannah
Hill. (Jefferson)
Hooper
Humphreys
Jones
Judkins
Kerr
Little
Love
Moore (Union)
Moore (Woodruff)
Patton
Poe
Rhea
Robinson (Desha)
Ruddle
Sharpe
Slaughter
Smyers,
Spangler
Venable
Wall

Weir,
Wells,
Williams,
Wolfe.

Those who voted in the negative were:

Anderson (Geraughead)
Barrett,
Bragg,
Cochran,
Coffey,
Collins,
Dodson (Newton)
Gardner,
Greig,
Grissom,
Martin,
Maxwell,
Mills
McConnell
Moore (Carroll)
Orr
Powell
Rice
Rumph
Russell
Sadler
Shinn
Slaughter
Trimble
Wells (White)
Wolf

In the affirmative, 40.
In the negative, 26.
Not voting, 27.
93.

So the House agreed to reject the protest.

On motion of Mr Dodson (of Randolph) the leave of absence heretofore granted Messrs Wann and McClellan was extended until monday Feby 29. 1875.

On motion of Mr Rice . . . . . .
Ordered That the Special orders set for a prior day and not taken up by the House at the time for which they were set be now taken up and considered in the order in which they were placed upon the Calender,

Pending which,

The hour of 10 o'clk A. M. having arrived

The House passed to the consideration of the special order set for that hour, being the consideration of the bill of the Senate (S. B. 8) entitled: An Act to [illegible]

128

and changing of county seats together with the Senate amendment thereto;

The Senate amendment was read a third time

The question being put, Shall the House concur in the Senate amendment;

It was decided in the negative;

Those who voted in the affirmative were:

Anderson, (Leighead)
Anderson, (Howard)
Arnold,
Barrett,
Bradford
Bragg
Bright
Causey
Cochran
Chauncey,
Cleveland,
Cluck
Davis
Dodson (Randolph)
Greig
Hathcock,
Hill (Calhoun)
Hill (Jefferson)
Hoover
Humphry
Jones
Little
McClennell
Patton
Rice
Riddle
Rumph
Russell
Sadler
Wall
Wolf
Mr Speaker

Those who voted in the negative were;

Boose
Browning,
Coffey
Dodson (Newton)
Durham
Dillspin
Foster,
Fulton
Gardner
Gillis
Grissom
Judkins
Kerr
Lowe
Marcell
Morgan
Moore (Carroll)
Moore (Woodruff)
Orr
Polk
Powell,
Rhea
Robison (Dallas)
Shamp
Shinn
Slaughter
Smyers
Spangler
Thimble
Venable
Weir
Wells (Drew)

Wells (White)	Pac
Williams	Sanders.
Copeland	
In the affirmative:	32.
In the Negative:	37.
Not voting:	24
	93.

So the Senate amendment was not concurred in.

Under previous order of the House;
The House passed to the consideration of the special order set for 3 o'clock P.M. of Tuesday February 16th 1875 - being the consideration of the Bill of the house. (H.R 164) entitled An Act in reference to Board meetings, and Officers of the Arkansas Industrial University together with the pending amendment; that the bill be amended by striking out in Sec 4. line 5. the words "if so ordered by them" and by adding to the Section the following Proviso; Provided, That the said Regent shall not receive any other or further compensation for the discharge of the duties of Regent and Secretary, of

H. 164.

The amendment was agreed to.

Mr Black moved that the bill be further amended by providing that the Regent shall be a farmer capable of running a farm

Which was not agreed to,

Mr Sadler moved that the bill be further amended by striking out in Sec 1 the words providing that the board shall meet at Fayetteville;

Which was not agreed to;

Pending the further consideration of the bill;

A message from the Senate

By Mr Jacob Trolinger Jr

the assistant Secretary;

Senate Chamber

Febry 23rd 1875—

Mr Speaker

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Joint Resolution No 24 "In relation to the deposit of State funds in the Bank of Stoddard and Bro" and herewith respectfully submit the same.

Jacob Frolich asst Secretary;

Also a further message;

Senate Chamber

Febry 23. 1875

Mr Speaker.

I am instructed by the Senate to inform your honorable body of the passage by the Senate of House Bill No 144. entitled "An Act to change the time of holding the Circuit Courts in Independence County" and Also House memorial No 27 "to the Congress of the United States asking that pensions be granted to Mexican Soldiers &c" and herewith

Respectfully return the same

Jacob Frolich
Asst Secretary;

Also a further message.

Senate Chamber

Febry 23rd 1875—

Mr Speaker

I am instructed by the Senate to inform your honorable body of the passage by the Senate of House Bill No 189. entitled "An Act for the relief of L, B. Leigh. and herewith respectfully return the same.

Jacob Frolich
Asst Secretary.

Then
On motion of Mr Kerr: The bill was further amended by inserting the following section:

Sec 6, It shall be the duty of the board of Trustees to apportion the number of beneficiaries or Scholars who are admitted as Students in the University free of tuition among the several counties of the State according to population: and to notify the Judge of the County Court of each County of the number of beneficiaries apportioned to his county at least one month prior to the annual meeting of the County Court; for the purpose of levying taxes. And it shall be the duty of the county Court at the annual meeting aforesaid to appoint from actual residents and citizens of the County the number of beneficiaries apportioned to the county, a preference being given to those noted for diligence and proficiency in study; and the appointments so made shall be entered of record in the proceedings of said Court; Any vacancies in the number of beneficiaries during the terms of the University shall be filled by appointments by the Judge of the County Court=

Any beneficiaries appointed as herein prescribed shall comply with the rules and regulations provided by the the Board of Trustees in reference to beneficiaries in the University.

It shall be the duty of the Judge of the county Court, immediately upon receiving notification from the Board of Trustees as above provided to give notice in the manner prescribed by law for the publication of legal notices of the number of beneficiaries allowed to the county and of the time, manner, and place of making appointments to the same. And no person shall be admitted to the said University as a beneficiary who has not been appointed in accordance with the provisions of this Section

Mr Rumph moved that the blank be filled with the words "twelve hundred dollars".

Mr Avra moved as an amendment to fill the blank with "one thousand dollars"

Which latter motion was agreed to;

Then
On motion of Mr Kerr.
Ordered, That the bill be engrossed for a third reading and made the special order for 11 oclock and 30 minutes A.M. on the morrow,

A message from his excellency the Governor by Mr C.A. Wood his private secretary. who by unanimous consent read the same as follows:

Executive Office

Little Rock Ark
February 24th 1875

To the Hon Speaker of
the House of Representatives
and the members thereof,
Gentlemen,

Herewith I transmit certain papers relative to an agreement heretofore entered into between Gov r Baxter and Messrs Compton and Martin attorneys of this city.

In his last message Gov r Baxter referred to this matter, I have carefully examined the subject and the papers alluded to, and I am satisfied the contract is fair and reasonable, and that it would be to the interests of the State to have the same ratified.

And I also lay before you a communication addressed to me by certain citizens of Montgomery County setting forth great want in certain portions of that County.

The paper appeals to me as Governor for relief. I am not aware of any means by which the Gov r can help these persons although their claim deserves all sympathy. I submit the matter to the legislature with the announcement that if any way can be devised by which this claim can be supported I will most readily and heartily endorse the same

Very Respectfully
A. H. Garland Governor

Joint Resolution

Joint Resolution relative to the appointment of an agent for the collection of the amount due from the United States to the State of Iowa on account of lands in this State disposed of by Indian Reservation Military Warrants, and Land Scrip issued for Military Services in the Wars of the United States

Be it resolved by the General Assembly of the State of Iowa, That the Governor be, and he is hereby authorized and empowered to appoint an agent in behalf of this State to prosecute to final decision before Congress or in the Courts of the Country the Claim of this State for the five (5) per cent due to the same from the United States upon the lands of this State disposed of by Indian reservation and by the location of military warrants and land scrip issued for military services in wars of the United States; and that such agent shall be well informed in the law, and shall be allowed such a compensation as shall be agreed upon between the Governor and himself, and to be paid only after such a claim is whole or in part is collected and not to be paid out of any other fund, and provided that the State shall not be otherwise liable for any expences whatever attending the prosecution of such Claim

Approved February 8th 1872

Be it Known that I. Elisha Baxter Governor of the State of Arkansas, do hereby appoint Freeman W. Compton & Joseph W. Martin Esquires to act as agents in behalf of said State to prosecute to final decision before Congress or in the Courts of the Country the Claim of the State of Arkansas, for the five (5) per cent due the same from the United States upon the lands of said State disposed of by Indian reservation and by the location of Military warrants and land scrip issued for military services, in the wars of the United States, said agents to be paid by the State of Arkansas, for their services in this behalf the same compensation which the States of Iowa and Nebraska pay their agents for similar services rendered in behalf of the States last mentioned and be it further Known that this appointment is made subject to the ratification of the said State of Arkansas by appropriate legislative action thereon in that behalf, and with the understanding that it is not to be held personally liable to said agents for any services they may render thereunder.

This twelfth (12th) November A.D. 1873

Elisha Baxter
Governor of Ark

In Presence of
Albert W. Bishop

We accept the within appointment and do agree to perform the services mentioned to the best of our ability

F. McCompston
J. W. Martin.

This twelfth (12th) Nov 1873.

State of Arkansas
County of Montgomery
Sulphur Spring Township.

To the Honorable the
Governor of the State of Arkansas.

We the undersigned citizens of said Township in Montgomery County owing to the protracted drouth of which your honor is apprized having failed to raise a support for ourselves and families as your honor may see from the above schedule of produce raised by each one. to the acre. and not only our Township but our county all round being in a like condition destitute of both provisions and money we are therefore unable to provide for our support for the present year until we can raise the same for ourselves and families and for which reason we the undersigned petitions pray and petition your honor for assistance in the way of forage for two plow horses to each family and provisions to sustain animal life of ourselves and families in this our time of trouble until we can raise a support for ourselves and helpless offspring. And we furthermore pray and petition your honor (if our petition be granted) as the Depot of Malvern Hot Spring County Arkansas is our nearest shipping to have the prayed for assistance forwarded to said depot and we your petitioners also pray and petition your honor to have Stephen Mann and Frederick Maricleth appointed as receivers to receive at Malvern and issue said rations according to the allowance your honor may provide for each family or individual for which we your petitioners pray and petition and will ever pray

This February 15th A.D. 1875—
Harold P.O
Montgomery County Ark's.

	Heads of Families	No in family	No of acres of land cultivated	No of bus to the acre	Amount Provisions On hands.
	Beck. James	2	7	1	5 days Rations.
	Lamb. Reuben	5	20	2	1 month. "
	Evans Monroe	8	8	1	———
	Evans. J. F.	3	22	1½	2 Weeks "
	Parker E. J.	5	10	1	1 month "
	Young B. D.	2	10	1	2 weeks "
	Blocker M. M.	9	38	¾	1 " "
	Brashears J. R.	6	40	½	——— "
	" W. T. M.	6	19	—	2 weeks "
	Beck A	2	7	1	——— "
	Reed John A.	4	19	1	1 week "
	Miller L. A.	6	10	1	1 week "
	Dulton Susan	5	15	1	2 " "
	Ralph Isaac	8	3	—	———
	Sanders Green	6	10	—	2 " "
	Muse Stephen	9	25	1	2 " "
	Maredeth Frederick	2	15	—	7 " "
	Lamb A. F.	7	20	5	2 " "
	Lenderman Wm	9	12	2	2 " "
	Roland J. W.	9	25	—	2 "
	" W. N.	2	11	—	——— ——— ———
	Lackey J. P.	5	25	25	10 "
	Fletcher. A.	4	20	—	2 months
	Henson J. J.	2	10	—	2 "
	Murry Fanny	4	6	—	——— ———
	Lacin Taylor	4	12	2	2 "
	Robinson John	2	8	—	1 "
	Harper Jas W	8	34	—	3 weeks
	" Robt A.	8	24	1	2 "
	Irons Rebeah	8	20	—	1 month
	Costelo Peter	3	15	¾	2 "
	Danley L. E.	6	18	—	1 week
	Chambers David	5	25	—	1 month
	Bowen W. R	7	21	½	6 weeks
	Black Marcus	5	30	3	2 months
x	Bailiff B.	6	18	3	2 week
	Murray Alex	2	18	—	1 "
	Irons Samuel	3	12	—	2 "
x	Irons William	6	8	—	1 week

Attached please find a list of Petitions who are not in want themselves but petition in behalf of the above distressed

Petitioners	Petitioners
Benjamin Vandeslice	L. J. Watkins
Shelton Fulton	J. S. Elder
Taylor Fulton	Fayette Garner
Thomas Williams	Thomas Irons
D. A. Fullerton	John Irons
N. S. Fulton	John Taylor
E. R. Watkins.	E. T. Taylor.

State of Arkansas
County of Montgomery. I do hereby certify that the above petitioners are residents of Montgomery County Arkansas and that I believe the facts stated in said petition are true.

Witness my hand and official Seal this 19th day of February 1875

L S

G. D. Goodner
Clerk

The House then passed to the consideration of the special order set for 11 oclock A.M. of Wednesday February 17th 1875 being the consideration of the bill of the House (H.B 126) entitled an "Act to define the duties of County Judges of the State of Arkansas in cases of bastardy and Vagrancy

Which was read a first time and placed upon its passage.

The question being put; Shall the bill pass;

It was decided in the affirmative.

Those who voted in the affirmative were;

Anderson (Craighead)	Browning
Anderson (Howard)	Carey
Barrett	Cochran
Bradford	Cluck
Bright	Coffey

Collins	Polk
Copeland	Powell
Durham	Rhea
Dilspin	Robinson (Dem)
Dutton	Russell
Gardner	Sadler
Greig	Sharpe
Grissom	Slaughter
Hannah	Smyers
Jones	Spangler
Judkins	Trimble
Kerr	Wall
McConnell	Wells (Dem)
Morgan	Wells (White)
Moore. (Union)	Wolf
Pace.	Mr Speaker)

Those who voted in the negative were:

Avera	Marcell
Booe	Moore (Carroll) x
Bragg.	Orr
Cheney	Patton
Davis	Ruddle
Dodson (Newton)	Rumph
Foster	Sanders
Gillis	Shinn
Hill (Calhoun)	Weir
Hill (Jefferson)	Moor (Woodruff) x
Little.	Williams

In the affirmative:	42.
In the negative:	22.
not voting:	29.
	93.

So the bill was passed,

The House passed to the consideration of the special order set for 11 o'clock A.M. Thursday February 15th 1877. being the consideration of the bill of the House (H.B 166) entitled an Act declaring the game of Three Card monte &c a felony and fixing the penalties.

which was read a third time and placed upon its passage

The question being put shall the bill pass,
It was decided in the affirmative
Those who voted in the affirmative were;

Anderson (Geraghead)
Anderson (Howard)
Avera
Barrett
Boone
Bradford
Bragg
Browning
Casey
Cochran
Cheaney
Cleveland
Coffey
Collins
Copeland
Davis
Dodson (Chewton)
Durham
Filippin
Fowler
Fulton
Gardner
Gillis
Greig
Gridiron
Hannah
Hill (Calhoun)
Hill (Jefferson)
Hoover
Humphry
Judkins
Kerr
Maxwell
McConnell
Morgan
Moore (Carroll)
Moore (Union)
Moore (Woodruff)
Orr
Patton
Poe
Polk
Powell
Rhea
Robinson (Desha)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharp
Shinn
Slaughter
Smyers
Spangler
Trimble
Wall
Weir
Wells (Drew)
Wells (White)
Wolf

Mr Speaker

none voting in the negative;

In the affirmative 61,
In the negative none,
that voting 32,
93,

So the bill was passed

A message from the Senate by Mr Calloway

their assistant secretary.

Senate Chamber

Dibny 24-1875

Mr Speaker

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate concurrent Resolution No 31 entitled, "A concurrent resolution providing for an adjournment of the General Assembly on the 5th of march to re-assemble on the first monday in November next" and hereby respectfully submit the same,

H.C.R. 31.

Thomas H. Newton,
Secretary,

By Unanimous consent,
On motion of Mr Wells of Drew
The House passed to the consideration of the concurrent resolution of the Senate (S con Res 31) a Concurrent Resolution providing for an adjournment of the General Assembly on the 5th of march to reassemble on the first monday in November next,

Which was read a first time

By unanimous consent under suspension of the rules the concurrent resolution was read a second time,

Mr Kerr moved that the resolution be amended by striking out the words "to reassemble at the Capitol in the city of Little Rock on the 1st monday in November A.D. 1875 at the hour of 12 oclock M" and inserting in lieu thereof the words "Sine die"

Mr Gillis moved as a substitute that the resolution be amended by striking out the words "1st monday in November A.D. 1875" and inserting in lieu thereof the words 1st monday in January 1876"

Which was not agreed to,

The question occurring on the original motion to amend,
Mr Kerr asked for the yeas and nays.

The question being put-

It was decided in the negative

The yeas and nays being desired
by five members;

Those who voted in the affirmative
were;

Boaz	Moore (Woodruff)
Causey	Powell
Chaney	Rhea
Dodson (Randolph)	Robinson (Clerk)
Greig	Spann
Humphrey	Spangler
Kerr	Wells (Whiteside)
McConnell	Wolf

Mr Speaker

Those who voted in the negative
were;

Anderson	Fulton
Anderson	Gardner
Avera	Grissom
Barrett	Hill
Bradford	Hill
Bragg	Hoover
Bright	Hannah
Browning	Jones
Cochran	Judkins
Colwick	Libbe
Coffey	Love
Collins	Pope X
Copeland	McConnell
Davis	Morgan
Dodson (Hewlon)	Moore (Carroll)
Durham	Moore (Union)
Filkpin	Orr
Foster	Patton

Polk
Rice
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Slaughter
Snyders
Trimble
Wall
Weir
Wells (Drew)

Williams

In the affirmative, 17,
In the negative, 54,
Not voting, 25
93

So the amendment was not agreed to;

Mr Patton moved that the resolution be made the special order for 10 A.M. on the morrow for a third reading

Mr Browning moved as an amendment that the resolution be made the special order for 10 oclk A.M. of Saturday February 27. 1875

Mr Wells (of Drew) moved as a substitute that the resolution lie on the table subject to the call of the House,

Which latter motion was not agreed to.

The question recurring on the motion that the resolution be made the special order for 10 oClock A.M. of Saturday February 27th 1875)

Which was not agreed to;

The question recurring on the motion that the resolution be made the special order for 10 oClk A.M. on the morrow

It was agreed to;

Under the rule.

Mr Weir from the committee on engrossed bills, made the following report, which was received and read viz!

Mr Speaker

Your committe on engrossed bills have had under consideration H.R. No 161. an Act entitled

H 161. "An Act to prevent unjust discriminations in Charges for freight and to protect persons traveling on Rail Roads"

H R 200 Also House report to 200. An Act to regulate the deduction in Salaries of officers for neglect of duty"

H J R 34- Also House Joint resolution No 34 to refer the Claim of Johnson and Reynolds to the State Board of Finance."

And find said bills correctly engrossed

Respectfully submitted

W. N. Weir
Chairman,

The report of the committee was received,

Mr Durham moved that the House pass to the consideration of the special order set for 11 oclock A.M. being the consideration of the Joint Resolution of the House (H J Res 34) A Joint Resolution to refer the claim of Johnson and Reynolds to the State Board of Finance

Mr Collins made the point of order that under the previous order of the House the Joint Resolution not having been taken up at the hour for which it was set it should take its place on the Calendar

and be taken up in its order

The Speaker (Mr Judkins in the Chair) ruled the point of order well taken.

Mr Collins appealed from the decision of the Chair

The question being put shall the decision
of the chair be sustained

It was decided in the affirmative
So the decision of the chair was
sustained

The motion of Mr Durham was then

agreed to

And
The House accordingly passed to the consideration of the Joint Resolution of the House (H J Res 34) a Joint Resolution to refer the claim of Johnson and Reynolds to the State Board of Finance.

On Motion of Mr Barrett.
The Joint Resolution was amended by an engrossed rider, by striking out the word "adjustment" and inserting in lieu thereof the word "examination"

The question being put on the third reading

of the joint resolution;

After debate

Mr Rice moved the previous question which was seconded and under the operation thereof the Joint resolution was read a third time and placed upon its passage;

The question being put shall the bill pass;

It was decided in the affirmative;

Those who voted in the affir-

mative; were;

Anderson (Howard)	Little
Barrett	Love
Bright	Morgan
Browning	Moore (Woodruff)
Casey	Orr
Chaney	Patton
Cuffey	Poe
Collins	Polk
Copeland	Rice
Davis	Robinson (Lake)
Dodson (Newton)	Ruddle
Dodson (Randolph)	Rumph
Durham	Russell
Filipepin	Sharpe
Foster	Shinn
Fulton	Slaughter
Gardner	Smyers
Grissom	Spangler
Hannah	Venable
Hill (Calhoun)	Wall
Hill (Jefferson)	Weir
Judkins	Wells (Drew)
Kerr,	Williams

Mr Speaker)

Those voting in the negative were:

Anderson (Craighead)	Maxwell
Auera	McConnell
Base	Moore (Carroll)
Bradford	Powell
Bragg	Sadler
Bredgf	Sanders
Hooper	Trimble
Humphrey	Wells (White)
Martin	Wolf.

In the affirmative	47.
In the negative	18.
Not voting	28.
	93.

So the Joint resolution was referred,

Pending the vote.

Mr Bragg rose to the Clerks table the following explanation of his vote and asked that it be spread upon the Journal.
Vc 3.

Mr Speaker

At one time I was willing to enter into a compramise upon the Johnson and Reynolds Claim in good faith and did so attempt; when parties upon the opposite side of the question after this move was made attempted to embody by amendments to the resolution the original intention of the bill already voted down. evincing a disposition to take advantage of the opportunity to obtain more than was agreed to in the compramise. I vote No.

The House then passed to the consideration of the special order set for the hour of 10 o'clock and 30 minutes A.M. being the consideration of the bill of the House (H.R 200) entitled an "Act to regulate the deduction in salaries of officers for neglect of duty;

Which was read a third time and placed upon its passage;

The question being put shall the bill pass;

It was decided in the affirmative;

Those who voted in the affirmative were;

Anderson (Craighead)	Marcell
Anderson (Howard)	McConnell
Avera	Morgan
Barrett	Moore (Conecuh)
Bone	Moore (Macon)
Bragg	Moore (Woodruff)
Bright	Orr
Browning	Patton
Casey	Pace
Cochran	Polk
Chaney	Powell
Clark	Rice
Coffey	Robinson (Dekalb)
Collins	Ruddle
Copeland	Rumph
Davis	Russell
Dodson (Chilton)	Sadler
Dodson (Randolph)	Sanders
Dillspie	Sharpe
Easley	Shinn
Fulton	Slaughter
Gardner	Smiley
Greig	Spangler
Grissom	Trimble
Hancock	Venable
Hill (Calhoun)	Wall
Hoover	Weir
Humphry	Wells (Crenshaw)
Judkins	Wells (Choctaw)
Kerr	Williams
Little	Wolf
Love	Mr Speaker

In the affirmative,	64.
In the negative,	none.
that voting	29.
	93.

So the bill was passed!

Then on
On motion of Mr Dodson of Chilton
The House at 12 oclock and 14 minutes
P.M. took a recess until 2 oclock and
30 minutes P.M.

After recess.

Wednesday P.M.
2 o'clock 30 minutes

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names:

Anderson
Anderson
Avera
Barrett
Bass
Bradford
Bragg
Bright
Browning
Casey
Cochran
Cheaney
Cleveland
Click
Coffey
Collins
Copeland
Davis
Dodson (Decatur)
Dodson (Randolph)
Durham
Dupree
Eadie
Fulton
Gardner
Gillis
Greig
Gudger
Hannah
Hill
Hill
Hoover
Humphrey
Jones
Judkins

Kerr
Little
Love
Martin
Maxwell
McConnell
Morgan
Moore (Carroll)
Moore (Union)
Moore (Woodruff)
Orr
Patton
Pace
Polk
Powell
Rice
Rhea
Robinson (Desha)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Smyers
Spangler
Trimble
Venable
Wall
Weir
Wells (Drew)
Wells (White)
Williams
Wolfe.

Mr Speaker

By unanimous consent,

H.203 Mr Judkins introduced a bill (H B 203) entitled, "An Act to ratify the Appointment of Freeman W Compton and Joseph W. Martin Esquires by the Governor as agents for the State of Arkansas for certain purposes.

Which was read a first time

By Unanimous Consent

Under Suspension of the Rules

The bill was read a second time

And

On motion of Mr Judkins was made the Special order for 2 o'clock and 30 minutes P.M. of Saturday February 27th 1875.

Mr Dillpin moved that the rules be suspended and that the House pass to the consideration of the
H.162 bill of the House (H B 162) entitled "An Act to indemnify Mrs Josephine Meyers,

Which was not agreed to (two-thirds of the members present not voting therefor)

By unanimous consent,
Mr Dodson of Newton asked and was excused for the afternoon for the purpose of examining the Journals of the House,

By Unanimous Consent,
On motion of Mr Judkins ; The following contract and resolution was taken from the table and read viz!

Be it known that I, Elisha Baxter Governor of the State of Arkansas do hereby appoint Freeman W. Compton and Joseph W. Martin Esquires to act as agents in behalf of said State to prosecute to final decision before Congress or the Courts of the country the claim of the State of Arkansas for the five (5) per cent due the same from the United States upon the lands of said State disposed of by Indian reservation and

and by the location of military warrants and land scrip issued for military services in the wars of the United States. said agents to be paid by the State of Arkansas for their services in this behalf the same compensation which the States of Iowa and Nebraska pay their agents for similar services rendered on behalf of the states last mentioned

And be it further known that this appointment is made subject to the ratification of the said State of Arkansas by appropriate legislative action in that behalf and with the understanding that I am not to be held personally liable to said agents for any services they may render thereunder This twelfth (12th) November A.D. 1873.

Elisha Baxter
Governor of Arkansas,

In presence of
Albert W. Bishop

We accept the within appointment and agree to perform the services mentioned to the best of our ability

D. N. Compton,
J. W. Martin,

This 12 Nov 1873.

'Under the previous order of the House
The House passed to the consideration of the
special order set for 11 o'clock A.M. of Wednesday February 1875 being the consideration
of the bill of the house (H.R. 192) "An Act to
allow contracting parties to waive their rights
under the exemption laws of the state"

H. R. 192

'Which was read a third time and placed
upon its passage,'

'The question being put, shall the bill
pass,'

'It was decided in the affirmative

'Those who voted in the affirmative
were,'

Anderson (Craighead)	McConnell
Anderson (Howard)	Morgan
Aurora	Moore (Carroll)
Barrett	Moore (Union)
Boaz	Moore (Woodruff)
Bradford	Orr
Bragg	Patton
Bright	Polk
Caskey	Powell
Coffey	Rice
Collins	Rhea
Dodson (Randolph)	Robinson (Desha)
Dunham	Ruddle
Filkpin	Rumph
Fulton	Russell
Gardner	Sadler
Greig	Shinn
Grisson	Slaughter
Hannah	Smyers
Hill (Calhoun)	Venable
Hoover	Weir
Humphrey	Wells
Judkins	Wells
Little	Williams
Love,	Wolf

Mr Speaker,

Those voting in the negative were;

Browning	Jones
Cleveland	Maxwell
Davis	Poe
Dodd	Sanders
Ellis	Sharpe
Hill (Jefferson)	Spangler

Trimble,

So the affirmative,	57,
So the negative,	13.
not voting,	29.
	93

So the bill was passed,

By Unanimous consent
On motion of Mr Humphry the leave of absence
heretofore granted Mr J. W. Goulding the
Clerk of the House, was extended until
Saturday February 27th 1875.

Under the previous order of the
House

The House passed to the consideration of
the special order set for 11 o'clock A.M.
of Wednesday February 17th 1875
being the consideration of the bill of
H.R. 193. the House (H.R. 193) entitled "An Act to
fix the salary of the County and Probate
Judge of the County of Miller.

Which was read a third time and

placed upon its passage

The question being put: shall the bill

pass?

It was decided in the affirmative

Those who voted in the affirmative

were!

Anderson (Craighead)	Dodson (Randolph)
Anderson (Howard)	Durham
Avera	Filippini
Barrett	Foster
Bass	Fulton
Bradford	Gardner
Bragg	Gillis
Bright	Greig
Browning	Grissom
Casey	Hannah
Cleveland	Hill (Calhoun)
Cluck	Hill (Jefferson)
Coffey	Hoover
Collins	Humphry
Copeland	Jones
Davis	Judkins

Kerr	Rumph
Little	Russell
Love	Sadler
Maxwell	Sanders
McConnell	Sharpe
Morgan	Shinn
Moore (Carroll)	Slaughter
Moore (Union)	Smyers
Morne (Woodruff)	Spangler
Orr	Trimble
Patton	Venable
Pace	Wall
Polk	Weir
Powell	Wells (Dress)
Rice	Wells (White)
Rhea	Williams
Robinson (Oconee)	Wolf
Ruddle	Mr Speaker

In the affirmative;	68,
In the negative;	none,
not voting;	25;
	93,

So the bill was passed.

The House passed to the consideration of the special order for 10 o'clock A.M. of Tuesday February 16th 1875 being the consideration of the bill of the House (HR 152) entitled an "Act to repeal sec 4 of an act entitled An act to organize and create the county of Garland approved April 5th 1873,

HR 152

Which was read a second time

And
On motion of Mr Browning
Ordered that the bill lie on the table, subject to the call of the House,

The House passed to the consideration of the special order set for 11 o'clock A.M. of Tuesday February 23, 1875 being the consideration of the bill of the Senate (S 208) entitled an act to pay the expenses of the last illness and burial of the Hon John W. Williams

S 208

On motion of Mr Collins,
The House resolved itself into the committee of the whole House for the further consideration of the bill,

After some time spent therein;

The Speaker resumed the chair

and
Mr Slaughter reported that the committee having according to order had under consideration the bill of the Senate (S 208) entitled "an act to pay the expenses of the last illness and burial of the Hon John W. Williams, had made progress thereon and recomended that the bill be referred to a select committee of three with instructions to investigate and report what amount is necessary to be appropriated to pay such expense

On motion of Mr McConnell the report of the committee was adopted

The Speaker appointed as such committee messrs McConnell, Knisson, and Patton,

The House passed to the consideration of the special order set for 11 oclock and 30 minutes A.M of Tuesday February 23rd 1875 being The consideration of the bill of the House (H 163) entitled an "act to prevent unjust discrimination and charges for freight and to protect persons traveling on Rail Roads,

Which was read a third time and placed upon its passage

The question being put shall the bill pass,

It was decided in the affirmative

Those who voted in the affirmative

were;

Anderson (Craighead)
Anderson (Howard)
Avera
Barrett
Boone
Bradford
Bragg
Bright
Casey
Cheek
Coffey
Collins
Davis
Durham
Elkpatrick
Fader
Fuller
Gardner
Hill's
Greig
Ericson
Hannah
Hoover
Humphrey
Jones
McConnell.

Morgan
Moore (Carroll)
Moore (Woodruff)
Orr
Patton
Poe
Polk
Powell
Rice
Riddle
Rimmel
Russell
Sadler
Saunders
Sharpe
Shinn
Slaughter
Smyers
Trimble
Venables
Wall
Weir
Wells (Drew)
Wells (White)
Williams
Wolf

Mr Speaker

Those voting
In the negative,

Hill (Jefferson)
Judkins,
Robinson (Desha)

Little
Maxwell

In the affirmative 52,
In the negative 5,
not voting 36,
93

So the bill was passed;

By unanimous consent,
mr Barrett from the committee on Roads and Highways, submitted the following report which was received and read viz;

Mr Speaker

The committee on Roads and Highways to whom was referred H. R No 157 an Act entitled an "Act regulating Toll Bridges and Turnpikes beg leave to state they have had the same under consideration and herewith respectfully return the same with a recommendation that it pass, all of which is.

H. 157.

Respectfully submitted

Barrett
Chairman

On motion of mr Wells of white
The report of the committee was adopted,
And

On motion of mr Wells of Orew the bill was made the special order for 11 oclock A.M. of Saturday February 27th 1875,

By Unanimous consent,
On motion of mr Durham, the House passed to the consideration of the bill of the Senate (S 207) entitled An Act to amend an Act fixing the regular terms for holding the County Courts of the State and for fixing the Salary of the County Judges and the per diem pay of associate Justices in the several Counties in the state approved February 5th 1875.

S 207.

which was read a first time.

By Unanimous consent,

Under a suspension of the rules

The bill was read a second time

On motion of mr Trimble
The bill was amended by adding to sec 1 the following words, the salary of the county Judge of Independence county shall be five hundred dollars.

Then

On motion of mr Judkins
The bill was made the special order for 7 oclock and 30 minutes P.m. on the morrow.

Under previous order of the house

The House passed to the consideration of the Special order set 2 oclock P.M of Tuesday February 23rd 1875 being the consideration of the bill of the Senate (S 109) entitled An act to provide for the treatment of insane persons in the State. S.109.

The House in accordance with its previous order resolved itself in to the committee of the whole house for the further consideration of the bill,

After some time spent therein

The Speaker (mr Humphrey in the chair) resumed the chair

And

Mr Chaney reported that the committee having according to order had under consideration the bill of the Senate No 109 entitled an act to provide for the treatment of insane persons in the State had made progress therein and ask leave to set again.

H. No 109

Pending the sitting of the Committee
The Speaker (Mr Humphrey in the chair)
having resumed the Chair;

A message from the Senate by Mr Holloway their assistant secretary,

Senate Chamber
Feby 23rd 1875.

Mr Speaker

I am instructed by the Secretate to inform your honorable body of the passage by the Senate of Senate Concurrent Resolution No 30 entitled "A resolution providing for a joint committee of three from the Senate and five from the House to consider of the Bills on Roads and Highways."

The committee on the part of the Senate consists of Senators Campbell Norman and Warren

Respectfully

Thomas W. Stanton

Secretary.

S. C. R. 30

Then on motion of Mr Browning
The report of the Committee was adopted;
And)
On motion of Mr Browning;
The committee on Auditors and Treasurers Books were instructed to investigate and report at as early a day as practicable the condition of the appropriations thereto for made for the benefit of insane persons,

Then
On motion of Mr Browning
The House at 4 o'clk and 40 minutes P.M.
took a recess until 7 o'clock P.M.,

7 o'clock P.M.

1873

The House met pursuant to adjournment—

The roll was called and the following named

members answered to their names,

Anderson (Craighead)
Anderson (Howard)
Avera
Barrett
Bice
Bradford
Bragg
Bright
Browning
Burns
Casey
Cochran
Chaney
Cleveland
Cluck
Coffey
Collins
Copeland
Dodson (Stanton)
Dodson (Randolph)
Durham
Dupepin
Easter
Fulton
Gardener
Gillis
Greig
Grissom
Hannah
Hill (Calhoun)
Hill (Jefferson)
Hoover
Humphrey
Jones
Judkins

Kerr
Little
Love
Martin
Maxwell
McConnell
Morgan
Moore (Carroll)
Moore (Union)
Moore (Woodruff)
Orr
Patton
Poe
Polk
Powell
Rice
Rhea
Robinson (Scola
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Smyers
Spangler
Trimble
Wall
Weir
Wells (Green)
Wells (White)
Williams
Wolf

Mr Speaker

On motion of mr Dodson of Newton Messrs Davis and Venable were excused to Compare the Journals of the House,

The House passed to the consideration of the special order set for 7 o'clock P.M. being the consideration of the Bill of the Senate (S 138) entitled "An Act to amend the revenue laws of the State"

S. 138

Whereupon

The House in accordance with its previous order resolved itself into the Committee of the whole House for the consideration of the bill,

After some time spent therein.

The Speaker (mr Trimble in the chair) resumed the chair

And S,

Mr Humphry reported that the committee having according to order, had under consideration the bill of the Senate (S 138) entitled "An Act to amend the revenue laws of the State recommended that the bill be amended as follows,

Strike out in Sec 6 the word "cash"

By striking out in Sec 8 the word "may" and inserting in lieu thereof the word "January," and it also by adding to the section the words, "the assessor after visiting the townships shall remain at the county seat twenty-five days",

That section 20 of the bill be

Stricken out,

That the following section be inserted after Sec 23, Section 24, The assessment list shall be made out by the assessor and filed in the office of the county clerk on or before the third monday in June in each year,

On motion of mr McConnell The report of the committee was adopted

And then
On motion of mr Judkins,
The House at 10 o'clock and 8 minutes

P.M.

"Adjourned"

S

J. A. Pennington
Speaker.

J. A. Jennings,
Clerk

Thursday morning

February 25, 1875

The House met pursuant to adjournment

The roll was called and the following

members answered to their names:

Anderson (Craighead)	Kerr
Anderson (Howard)	Little
Avera	Love
Barrett	Martin
Bowe	Maxwell
Bradford	McConnell
Bragg	Morgan
Bright	Moore (Carroll)
Browning	Moore (Union)
Burnett	Moore (Woodruff)
Casey	Miller
Cochran	Orr
Chaney	Patton
Cleveland	Poe
Cluck	Polk
Coffey	Powell
Collins,	Rice
Copeland,	Rhea
Davis	Robinson (Desha)
Dodson (Newton)	Ruddle
Dodson (Randolph)	Rumph
Durham	Russell
Filipini	Sadler
Foster	Sanders
Fulton	Sharpe
Gardner	Shinn
Gillis	Slaughter
Greig	Snyder
Gibson	Spangler
Hannah	Trimble
Headlee	Venable
Hill (Calhoun)	Wall
Hill (Jefferson)	Weir
Hooper	Wells (Drew)
Humphry	Wells (Hill)
Jones	Williams
Jenkins.	Wolf

Mr Speaker

A quorum of the House present,

Prayer by the Chaplain

By unanimous consent,
On motion of mr Judkins;
The House passed to the consideration of the
S 213 bill of the Senate (S 213) entitled an Act
amending section 18 of an Act of the Gener-
al Assembly entitled an act to provide
for the leasing and management of the
State Penitentiary; Approved April 15, 1873

Which was read a first time;

By unanimous consent;
Under a suspension of the rules
The bill was read a second time

And,
On motion of mr Judkins was made the
special order for 3 o'clock P.M. on the morrow

By unanimous consent,
On motion of mr Bradford;
The House passed to the consideration of the bill
S 199. of the Senate (S. 199) entitled an Act for the
relief of J. M. McClintock and his securities

Which was read a first time;

By unanimous consent;
Under suspension of the rules the bill was read
a second time

And

On motion of mr Little was made the special
order for 4 o'clock P.M. on the morrow

The hour of 10 o'clock A.M. having
arrived;

JCK 31

The House passed to the consideration of the special order set for that hour being the consideration of the concurrent resolution of the Senate, (S. con Res 31) a concurrent resolution providing for an adjournment of the General Assembly on the 5th of March to reassemble on the 1st Monday in November next.

Which was read a first time and placed upon its passage.

The question being put shall the concurrent resolution pass,

It was decided in the affirmative

Those who voted in the affirmative were;

Anderson (Craighead)
Anderson (Howard)
Avera
Barrett
Boone
Bradford
Bragg
Bright
Browning
Burns
Casey
Cochran
~~Cohoon~~
Cook
Coppedge
Collins
Copeland
Davis
Dodson (Newton)
Dodson (Randolph)
Durham
Filippin
Fowler
Fulton
Gardner
Greig

Grisson
Hannah
Headlee
Hill (Calhoun)
Hill (Jefferson)
Hoover
Humphrey
Jones
Judd Kerr
~~Kittle~~
Love
Maxwell
McConnell
Morgan
Moore (Carroll)
Moore (Union)
Moore (Woodruff)
Orr
Patton
Pace
Polk
Powell
Rice
Rhea
Robinson (Desha)
Ruddle

Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter

Sawyers
Spangler
Trimble
Venable
Wall
Wells Dru
Williams
Wolf

Mr Speaker,

Messrs Gillis & Wells of whole voted in the negative

In the affirmative	66.
In the negative	21
Not voting	25.
	93.

So the concurrent resolution was passed

Whereupon

Mr Collins sent to the Clerks table the following notice, X

I hereby give notice that at an early day I will move a reconsideration of the vote passing the Senate Joint resolution to adjourn March 5 1875.

Under the order of unfinished business,

On motion of Mr Slaughter,

The House proceeded to the consideration

of the bill of the Senate (S 138) entitled

"An act to amend the revenue laws of

the State, to-gether with the amendments

recommended by the committee of the

Whole House

The question being on the adoption of

the amendment.

S 138

That the bill be amended by striking out in sec 6 the word "Cash".

It was agreed to.

The question then being on the amendment. That the bill be further amended by striking out in section 8 the word "may" and inserting in lieu thereof the word "January"

It was not agreed to.

The question then being on the amendment. That the bill be further amended by adding to section 8. the words "the assessor after visiting the Townships shall remain at the county seat four twenty five days."

Mr Filippin moved to amend by striking out the word "twenty-five" and inserting in lieu thereof the word "ten"

Which was not agreed to.

Mr Browning moved to amend by striking out the word "twenty-five" and inserting in lieu thereof the word "20"

Which was not agreed to.

Mr Poe moved to amend by striking out the word "twenty-five" and inserting in lieu thereof "fifteen"

Which was not agreed to.

The amendment recommended by the committee.

was then agreed to.

On motion of mr McConnell.
The Bill was further amended by adding
to Sec 8. the following proviso

Provided that the assessor shall
remain ten days at each of the county seats
of Sebastian County.

The question being on the adoption of the
amendment recommended by the committee
of the whole. That the bill be further am-
ended by inserting after Sec 23 the following:
Section 24. The assessment list shall be
made out by the assessor and filed in the
office of the County Clerk on or before the
third monday in June in each year.

Mr Kerr moved as a substitute the following
Section to be inserted in the bill,

Sec 24, That the county court of each county
(composed of the county Judge and Justices
of the Peace in each County) shall meet an-
nually on the second monday in October for
the purpose of levying the county taxes, and
making appropriations for the expenses of the
County. All laws or parts of laws in conflict
with this section are hereby repealed,

Which latter motion was agreed to,

Mr Durham moved that the bill be further
amended by striking out in Sec 2 the
words "three mills and inserting in lieu
thereof the words "five mills"

Mr Chaney asked for the yeas and nays

The question being put,

It was decided in the affirmative

The yeas and nays being desired

by five members;

Those who voted in the affirmative

were;

Bragg
Brodhurg
Burns
Cleveland
Cluck
Collins
Copeland
Davis
Dodson (Crowley)
Durham
Filipkin
Foster
Fulton
Greig
Grissom
Headlee
Hill (Jefferson)
Jones
Judkins
Little
Maxwell
Miller
Morgan
Moore (Woodruff)
Patton
Polk
Robinson (Pulaski)
Ruddle
Russell
Sadler
Shinn
Slaughter
Spaugh
Wall
Weir
Mr Speaker

Those who voted in the negative

were;

Anderson (Craighead)
Anderson (Howard)
Aura
Barrett
Boone
Bradford
Bright
Casey
Cochran
Chaney
Coffey
Coleman
Dodson
Randolph
Gardner
Gillis
Hill (Calhoun)
Hoover
Kerr
McConnell
Moore (Carroll)
Moore (Mason)
Orr
Pace
Powell
Rice
Rhea
Rumph

Sanders,	Wells (Dreco)
Sharpe,	Wells (White)
Trimble	Williams
Venable	Wolf
For the affirmative,	36.
On the negative,	31.
not voting,	22.
	(93.

So the amendment was agreed to;

Mr Chaney moved that the vote last taken be reconsidered

Mr Russell moved that that motion lie on the table,

Which latter motion was agreed to,

Mr Aiken moved that the bill be further amended so as to exempt promissory notes given for real estate from taxation.

Mr Barrett moved as an amendment that the real estate shall be enumerated in the note,

Pending the consideration of the amendments,

The hour of 11 o'clock A. M, having arrived,

Under the rule,
Mr Weir from the committee on engrossed bills made the following report which was received and read viz;

Mr Speaker

Your committee on engrossed bills have had under consideration, H. R. 122. an Act entitled "An Act to provide for the support an maintenance of the Deaf mute Institute for Eighteen months and find said Bills correctly engrossed

H. 122

Respectfully Submitted
W. H. Weir
Chairman.

Whereupon

The House passed to the consideration of the special order set for the above hour being the consideration of the resolution for the bill of the house (Sub. H.B. 122) entitled an Act to provide for the support and maintenance of the Deaf Mute Institute for eighteen months

H.B. 122.

Which was read a third time and placed upon its passage

The question being put, shall the bill pass

It was decided in the affirmative,

Those who voted in the affirmative were,

Anderson	Dillon
Anderson	Gardner
Avera	Grissom
Barrett	Headlee
Boone	Jones
Bradford	Kerr
Bragg,	Little
Brokenbrough	Lowe
Burns	Maxwell,
Bright	Morgan
Cochran	Moore (Hoke)
Cheney	Orr
Clark	Pou
Coffey	Polk
Coleman	Rice
Collins	Ruddle
Copeland	Rumple
Davis	Russell
Dockery (Richmond)	Sadler
Durham	Sanders
Fleming	Slaughter
Fowler	Smyers

Spangler	Weir
Taylor	Wells (Green)
Trimble	Wells (Mills)
Venable	
Wall	

Those who voted in the negative

were,

Carey	
Chadwin (Newton)	Patton
Gillis	Powell
Greig	Rhea
Hill (Jackson)	Shanfoe
McConnell	Shinn
Morris (Carroll)	Williams

Wolf.

So the affirmative	54.
So the negative	15.
Not voting	29.
	93.

So the bill was passed,

Pending the vote the following explanations were sent to the Clerks table with the request that they be read and placed upon the Journal,

By Mr McConnell,

Relative to the first reading of the bill it is in conflict with the spirit of Section 46 of Article 16 of the Constitution as the effect is brought about by estimating the former appropriations at a lower rate than currency. If the last appropriation had been rated as currency there would have been no deficit. I am willing that the State shall do all she is able to do reasonably to support the Institution but am unwilling to vote for the deficiency when the

State has complied with her contract
& therefore vote no

By mr Patton,

mr Speaker I am not opposed to giving aid
to any of our State Institutions and sim-
pathise as much in their misfortune
as any member of this house, but I
think the amount of 29 000 dollars is too
much for running the Deaf mute Institute
for the period of 18 months when we are
not able to do any thing to relieve the
distress of our poor Insane of our State
who are roaming at-large or confined
into our County Jails where they neither
have comfort or sim pathy in their af-
fliction and distress. I would have
supported a bill appropriating 15 or even
twenty thousand dollars but think this
extravagant, & therefore vote no

By mr. Sharpe

mr Speaker I vote no
not because I am opposed to helping the
afflicted but because the people is
too poor to make the appropriation at
this time, Under more favorable circum-
stances I would go as far to help the
afflicted poor as any man in the
State,

The House resumed consideration
of the motion pending at the hour of
4 o'clock P.M. That the Bill of the
d 131 Senate (S 138) entitled "An Act to amend
the Revenue laws of the State, be amended
so as to exempt promissory notes given
for real estate from taxation together
with the amendment thereto; That the
Real Estate be enumerated in the note

Pending the consideration of the ...
motions;

A message from the Senate
By Mr Jacob Dolich their assistant
Secretary

Senate Chamber
Albany 24th 1873

Mr Speaker

I am instructed by the Senate
to inform your honorable body of the
passage by the Senate of Senate Bill
No 214 entitled. An Act repealing all laws
declaring the stream called Petit Jean
in Yell County a navigable stream
and herewith Respectfully submit the
same

Jacob Dolich
Asst Secretary.

Also a further message

Senate Chamber
Albany 24th 1873

Mr Speaker

I am instructed by the Senate to
inform your honorable body of the passage by
the Senate of Senate Bill No 53. entitled "An
Act to amend Section 4173 of Chapter 92 of
Gantts Digest in relation to marriages.
Also Senate Bill No 212
entitled "An Act to punish attempts to commit
Crimes,"
And herewith Respectfully submit the
same,

Jacob Dolich
Asst Secretary

A further message from
the Senate

Senate Chamber

Febry 24th 1875

Mr Speaker

I am instructed by the Senate to inform your honorable body of the passage by the Senate of House Bill No 131 entitled "An Act to establish the law of forcible entry and detainer, and repealing Section 2932 to end of Sec 2950 inclusive, of Gantts Digest"

H. 131

Also House Bill No 198 entitled, An Act to prevent the sale of Alcoholic Spirits or vinous liquors within a distance of two miles of the site of Judson University, White County, and therewith respectfully submit the same.

Jacob Trulock

Asst Secretary.

The hour of 11 oclock M and 30 minutes having arrived

The House passed to the consideration of the Special order set for that hour being the consideration of the bill of the House (H, R, 23) entitled "An Act for the incorporation, organization, and government of municipal Corporations, to-gether with the Senate Amendments thereto"

H. 23

The Senate amendments were read a third time,

The question being put, Shall the House concur in the Senate amendments

It was decided in the affirmative

Those who voted in the affirmative were,

Anderson
Anderson
Avera
Barrett
Boyd
Bragg
Bright
Burns
Carey
Cochran
Chaney
Chuck
Coffey
Coleman
Collins
Davis
Dodson (Cheatham)
Dodson (Randolph)
Durham
Filipkin
Foster
Fulton
Gardner
Greig
Gibson
Hoover
Jones
Judkins
Kerr

Little
Love
Maxwell
McConnell
Morgan
Moore (Cannon)
Moore (Lincoln)
Moore (Rockingham)
Orr
Patton
Pack
Powell
Rice
Rhea
~~Robinson (Oconee)~~
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Smyers
Spangler
Taylor
Trimble
Venable
Wall
Weir
Wells (Orangeburg)
Wells (Chester)
Williams
Wolfe.

Mr Speaker

Those who voted in the negative

were,

Browning
Copeland

Robinson
(of Oconee)

So the Senate amendments were

agreed to,

In the Affs
by the Orig
Not Voting

62
3
24
43

The House resumed consideration of the motion pending at the hour of 11 oclock and 30 minutes A.M. that the bill of the Senate (S 138) entitled "An Act to Amend the revenue laws of the State be amended so as to exempt promissory notes given for real estate from taxation together with the amendment thereto. That the real Estate be enumerated in the notes.

S 138.

Mr Hill of Calhoun moved the previous question which was seconded and under the operation thereof the amendment and the original motion were agreed to;

Mr Rice moved that the bill be further amended by inserting the following section;

Sec 24. There shall be levied and collected as a common school tax, the sum of $1.00 on dollars on each traveling tailor or picture-maker for the privilege of making pictures in the several Counties of this State for the term of six months. said tax to be collected in United States currency.

which was not agreed to,

An motion of mr Sharpe
The bill was further amended by adding the following proviso to section 1st.

Provided this Act shall not be construed so as to apply to assessments made for the years 1873 & 1874.

Mr Barrett moved that the bill be amended by inserting after the figures S 236 in Section 2/4 the following figures "S 237, S 238, S 239, S 240, S 241, S 242 & S 243"

which was not agreed to,

Mr Jones moved that the bill be further amended by adding the following proviso to Sec 8th

Provided further That the county Court shall at its January term designate one Justice of the Peace of each Township who shall meet the assessor and give as near as may be a correct list of all persons subject to poll tax in his township and remain with the assessor during his advertised time to assist him in assessing the persons and property of his Township for which service he shall receive the sum of one dollar per day payable out of any County fund not otherwise appropriated.

Which was not agreed to.

Mr Wells of Drew moved that that portion of the bill requiring the collector to pay one-half the amount for assessing delinquents to the School funds be amended to provide that the whole amount be paid to the assessor for his services;

Which was not agreed to

Then on motion of Mr Bragg the bill was read a third time and placed upon its passage

The question being put; shall the bill pass;

It was decided in the Affirmative

Those who voted in the affirmative were;

	Anderson (Craighead)	Morgan
	Anderson (Howard)	Moore (Carroll)
	Bradford	Moore (Woodruff)
	Bright	Orr
	Browning	Patton
	Bragg	Pace
	Bailey	Polk
	Cochran	Rice
	Cheney	Rhea
	~~Cleveland~~	Ruddle
	Cluck	Rumph
	Collins	Russell
	Davis	Sanders
	Dodson (Stewart)	Sharpe
	Durham	Shinn
	Dillahunt	Slaughter
	Baxter	Snyders
	Dalton	Taylor
	Greig	Trimble
	Gibson	Venable
	Hooper	Weir
	Jones	Wells (Dyer)
	Kerr	Williams
X	McConnell	Mr Speaker

Those who voted in the negative were,

Avera	Little
Barrett	Love
Bone	Maxwell
Coffee	Robinson (Lake)
Copeland	Sadler
Dodson (Randolph)	Wall
Gardner	Wolf
Ellis	
Hill (Jefferson)	
Judkins	

On the affirmative	48
On the negative	17
not voting	28
	93

So the bill was passed

On motion at 12 o'clock and 22 minutes P.M. moved that the House take a recess until 7 o'clock P.M.

Which was not agreed to.

By unanimous consent,

Mr Dippin from the committee on Counties and County lines sent to the clerk's table sundry reports,

On motion of mr Judkins; Ordered That the reports lie on the table subject to the call of the House

By unanimous consent,

Mr McConnell from the select committee appointed to consider the bill of the Senate, (S 208) entitled "An Act to provide for the payment of the expenses of the last illness and burial of the Hon John M. Williams. Submitted the following report which was received and read:

d 208.

"(")"

To the Speaker

The select committee to whom was referred Sen. No 208 entitled "an act to provide for the payment of expenses of the last illness and burial of the Honorable John M. Williams" with instructions to enquire and report the amount of said expenses, beg leave to report that the amount for medical attendance is twenty five dollars, but your committee think fifty dollars would be a sufficient allowance for that purpose

For nursing and medicine	$30.00
For Clothing furnished	33.75
For Embalming and Hearse	40.00

Carriages	$15.00
Transportation of Remains and committee from Depot to Helena	75.00
Transportation of committee back to Little Rock	30.00

These accounts are made out for currency.

all of which is respectfully submitted

McConnell Chairman

27.75

Thereon on motion of Mr Averill

The House at 12 o'clock and 30 minutes P.m. took a recess until 2 o'clock and 3c minutes P.m.

After Recess,

2 o'clock 20 minutes

The House met pursuant to adjournment.

The Roll was called and the following named members answered to their names:

X Anderson (Creighead)
Anderson (Howard)
Aurand,
Barrett
Boaz
Bradford
Bragg
Bigbee
Browning
Burns
Casey
Cochran
Chaney
Cleveland
Cluck
Coffey
Coleman
Collins
Copeland
Davis
Dobson (Newton)
Dodson (Randolph)
Durham
Dillspaw
Dyer
Dalton
Gardner
Gibbs
Greig
Grissom
Hannah
Headlee
Hill (Jefferson)
Hill (Jefferson)
Hower
Humphrey
Jones

Judkins
Kerr
Little
Lowe
Martin
Maxwell
McConnell
Miller
Morgan
Mobley (Carroll)
Moore (Woodruff)
Orr
Patton
Pace
Polk
Powell
Rice
Rhea
Robinson (Pulaski)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Snyder
Spangler
Trimble
Venable
Wall
Wells (Drew)
Wells (White)
Williams
Wolf
Barton

Mr Speaker

By unanimous consent,
On motion of Mr Browning
The House passed to the consideration of the concurrent resolution of the
Jo. 30. Senate (S con Res 30) a concurrent resolution providing for a joint committee of three from the Senate and five from the House to consider of the Bills on Roads and Highways

Which was read a first time

By unanimous consent under suspension of the rules the concurrent resolution was read a second time.

By unanimous consent under a further suspension of the rules the concurrent resolution was read a third time

And by unanimous consent,
The concurrent resolution was adopted
The Speaker appointed as such committee on the part of the House
Messrs

Hill of Calhoun
Chuck
Russell
Sharpe
Anderson of Howard

By Unanimous Consent,
On motion of Mr Cleveland
The House passed to the consideration of the bill of the Senate
H. 181. (S 181) entitled an 'Act to define the boundaries between Jefferson, Grant and Dorsey Counties'

which was read a first time.

By Unanimous consent under suspension of the rules the bill was read a second time

And
On motion of Mr Sanders was made the Special order for 11 oclock A.M. on the morrow.

By Unanimous consent,
On motion of Mr Browning
The House passed to the consideration
H. 151 of the Bill of the House (H R No 4) entitled
An Act to define the line between the
Counties of Prairie and Lonoke and for
other purposes. together with the following
report from the committee on counties
and County lines thereon, viz:

Mr Speaker

The committee on counties and county lines, to whom was referred H. R. No 151 "An Act entitled "An Act to define the line between Prairie and Lonoke Counties and for other purposes" beg leave to state, they have had the same under consideration, and herewith respectfully return the same with a recommendation that the Bill do pass

All of which is respectfully submitted

Flippin
Chairman

On motion of Mr Browning
Ordered that the Bill be engrossed for a third reading and be made special order for 11 oclock and 20 minutes A.M. of Saturday February 27th 1875.

By Unanimous Consent,

On motion of Mr Ruddle,

S 105

The House passed to the consideration of the bill of the Senate (S 105) entitled an "Act to amend section 1 of an Act to protect the levees of Mississippi County from wagons and other Vehicles

Which was read a first time.

By unanimous consent under suspension of the rules the bill was read a second time,

On motion of mr Ruddle the bill was amended by adding the following provisio as Sec 1:

Provided that all fines and penalties accruing by the provisions of this act shall be paid with the county treasury for the purpose of repairing and keeping up the levees of said counties when such fines and penalties may occur, to be expended under the orders of the County Court.

Then
On motion of mr Ruddle
The bill was made the Special order for 11 o'clock a m. of Saturday February 27 1875

By unanimous consent on motion.
of mr Davis:

S 119

The House passed to the consideration of the bill of the Senate (S 119) entitled &c. "An Act to provide for the approval of the official Bonds of County officers

Which was read a second time.

On motion of mr Davis;

The rules were suspended by unanimous consent.

And
The Bill was read a third time and Placed upon its passage

The question being put, shall the bill pass,

It was decided in the affirmative,

Those who voted in the affirmative

were,

Anderson (Craighead)
Anderson (Howard)
Avera
Bone
Burton
Bradford
Bragg
Bright
Browning
Bumpas
Casey
Cochran
Cheney
Cleveland
Cluck
Coffey
Coleman
Davis
Dodson (Chewton)
Durham
Elliston
Foster
Fulton
Gardner
Gillis
Greig
Hannah,

Mr Speaker,

Hill (Calhoun)
Hill (Jefferson)
Hoover
Jones,
Little
Love
Maxwell
McConnell
Miller
Morgan
Morse (Carroll)
Orr
Pace
Polk
Rhea
Robinson (Dekalb)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Slaughter
Trimble
Weir
Wells (White)
Williams

Those who voted in the negative were,

Barrett
Jeddins
Morse (Woodruff)
Rice,
Shinn
Spangler
Venable
Wolf

In the affirmative 55
In the Negative 8.
Not voting 30.
93

So the bill was passed

By unanimous consent,
On motion of Mr McConnell the House
passed to the consideration of the bill
H.117 of the Senate (S 117) entitled "An Act to
Amend Sections 1544 and 1546. and to
repeal sections 1547. 1548. 1550 & 1551 of
Gantts Digest.

Which was read a second time

On motion of Mr McConnell the rules
were suspended by unanimous consent
and the bill was read a third time
and placed upon its passage.

The question being put,

Shall the bill pass,

It was decided in the negative.

Those who voted in the affirmative

were,

Burton	McConnell
Bradford	Polk
Coffey	Rice
Eckham	Ruddle
Grissom	Sanders
Jones	Wells (Dem)

Mr Speaker

Those who voted in the negative

were,

Hudson (Crighead)
Hudson (Howard)
Avera
Barrett
Bowe
Bragg
Bright
Browning
Burns
Casey
Cochran
Chaney
Cleveland
Cluck
Coleman
Collins
Davis
Dodson (Scurlock)
Flippin
Foster
Fulton
Gillis
Greig
Hannah
Headlee
Hill (Calhoun)
Hill (Jefferson)
Hoover
Judkins
Little
Maxwell
Miller
Morgan
Moore (Carroll)
Moore (Woodruff)
Orr
Patton
Pace
Rhea
Robinson (Lonoke)
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Smyers
Springer
Trimble
Venable
Wall
Weir
Wells (Pulaski)
Williams,
Wolfe.

In the affirmative 13.
In the negative 57.
Not voting 29.

So the bill was not passed.

By Unanimous consent on motion of Mr Rice,
The House passed to the consideration of the Joint Resolution of the Senate (S 24) a Joint Resolution in relation to the deposit of State funds in the bank of Stoddard Bros.

Which was read a first time,

d 24

By unanimous consent,
Under suspension of the rules the Joint
resolution was read a second time;

And
On motion of Mr Rice
was made the Special order for 3 o'clock
and 20 minutes on the morrow.

By unanimous consent,
On motion of Mr Collins. The House
passed to the consideration of the bill of the
S. 41 Senate (S 41) entitled an act to regulate
insurance in the State

Which was read a second time.

On motion of Mr Collins the rules were
suspended by unanimous consent, and

The bill was read a third time and
placed upon its passage

The question being put,
Shall the bill pass,

It was decided in the
affirmative,
Those who voted in the affirm-
ative were,

Anderson (Geraghead)	Chaney
Anderson (Howard)	Cleveland
Avera	Coffey
Barrett	Coleman
Bear	Collins
Baston	Davis
Bradford	Dilkpin
Bragg	Dozier
Bright	Fulton
Browning	Gillis,
Burns	Greig
Causey	Gridiron
Coachman	Hannah

Headlee
Hill (Calhoun)
Hoover
Jones
Little
Love
Maxwell
McCormell
Miller
Morgan
Moore (Woodruff)
Orr
Patton
Pace
Polk
Rice
Rhea

Robinson (Desha)
Riddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Smyers
Trimble
Venable
Wall
Weir
Wells (Drew)
Wells (White)
Williams
Wolf

Mr Speaker,

I have who voted in the negative
were,

Dodson (Newton)
Hill (Jefferson)
Spangler

Judkins
Moore (Carroll)

In the affirmative	63.
In the negative	27
Not voting	25.
	93.

So the bill was passed.

Under the rule Mr Rice
from the committee on enrolled Bills
submitted the following report which
was received and read viz:

Mr Speaker

H.189 The committee on enrolled bills
to whom was referred (H R 189 an act
entitled "An Act for the relief of R.B.
Leigh. Respectfully beg leave to report
that we carefully examining the same, find

said Bills correctly enrolled

Rice
Chairman

By unanimous consent;
On motion of mr Robinson of Clarke

The House pass to the consideration of the
S. 208. bill of the Senate (S 208) entitled "an act
to provide for the expenses and of the last
illness and burial of the Hon John W
Williams,

On motion of mr McConnell.
The House resolved itself into the com-
mittee of the whole House for the further
consideration of the bill,

after some time spent therein;

The Speaker resumed the chair

and
Mr Durham — reported that the com-
mittee having according to order had
under consideration the bill of the
Senate (S. 208) entitled an ~~x~~ Act to provide
for the expenses of the last illness and
burial of the Hon John W. Williams, re-
commend that the bill be amended
by striking out "one thousand" and
inserting in lieu thereof "five hundred"

On motion of mr Dodson of Newton
The amendment recommended by the
committee was agreed to

After debate;
Mr Judkins moved that the bill be am-
ended by striking out "five hundred"
and inserting in lieu thereof "seven
hundred"

Mr Dodson of Newton moved an am-
endment to ~~mr~~ ment "six hundred"

Which was not agreed to

The question recurring on the motion to strike out "five hundred" and inserting in lieu thereof "seven hundred"

It was not agreed to,

Then on motion of Mr Dodson of Newton The bill was read a third time and placed upon its passage

The question being put:

Shall the bill pass?

It was decided in the affirmative,

Those who voted in the affirmative were;

Anderson (Craighead)	Greig
Anderson (Howard)	Grissom
Avera	Hannah
Barrett	Headlee
Boone	~~Hill (Calhoun)~~
Boston	~~Hill (Jefferson)~~
Bradford	Hoover
Bragg	Humphry
Bright	Jones
Browning	Little
Burns	Love
~~Casey~~	Maxwell
~~Cochran~~	McConnell
Chaney	Miller
Cleveland	Morgan
Cluck	Moore (Conecuh)
Coffey	Moore (Lauderdale)
Culbreath	Moore (Woodruff)
Collins	Patton
Copeland	Poe
Cox's	Polk
Dodson (Newton)	Ruddle
~~Dodson (Randolph)~~	Rumph
Durham	Russell
~~Flippin~~	Sadler
Fraser	Sanders
Fulton	Sharpe
Gardner	Shinn
Gibbs	Slaughter

Smyers
Stubble
Venable
Walls
Weir

Wells (Dem)
Wells (white)
Williams
Mr Speaker
(.

Those who voted in the negative were:

Leary
Cochran
Hill (Calhoun)
Hill (Jefferson)

Judkins
Rice
Robinson (Bucks)
Wolfe.

So the affirmative	61
So the negative	8
Not voting	24
	93,

So the bill was passed

By unanimous consent;
On motion of Mr Wells of White
The House passed to the consideration
of the bill of the House (H R 172) en-
titled "An Act to prohibit free passes
being given by any Rail Road or trans-
portation company to Legislative, exec-
utive or judicial officers.

H. 172

which was read a second time

Mr Wells of White moved that the bill
be engrossed and made the special or-
der for ten o'clock and 30 minutes
A. m. of Saturday February 27-1875

Mr. Headley moved that the further
consideration of the bill be indefinitely
postponed

Mr Wells of White asked for the

Yeas and nays;

The question being put;

It was decided in the the negative,

Those who voted in the affirmative were,

Anderson (Craighead)
Anderson (Howard)
Baston
Browning
Cochran
Collins
Davis
Dodson (Fayette)
Dillspaw
Dozier
Gardner
Gillis
Maxwell,

Those who voted in the negative were,

Clark
Barrett
Bone
Bragg
Bright
Bunno
Casey
Chaney
Church
Coffey
Cunningham
Dudley
Greig
Hill (Calhoun)
Humphrey
Jones
Judkins
Kerr
McConnell
Mooneyham (Woodruff)
Patten
Rice
Ruddle
Rumph
Russell
Sadler
Sanders
Shinn
Slaughter
Spangler
Venable
Weir
Wells (Cobb)
Williams
Mr Speaker,

In the affirmative 25,
In the negative 36,
Not voting 32,
93

so the House refused to indefinitely postpone the further consideration of the bill,

The question recurring on the motion that the bill be engrossed and made the special order for 10 o'clock and 30 minutes A.M. of Saturday February 27th 1875.)

Mr Little moved as an amendment that the bill be made the special order for wednesday November the 10th 1875 at 10 o'clock A.M,

Mr Rice moved as a substitute that the bill be made the special order for 10 o'clock A.M. of monday February 29th 1875,

Which latter motion was not agreed to,

The question recurring on the motion that the bill be made the special order for 10 o'clock A.M. of Wednesday November 10th 1875;

It was agreed to;

Mr Willis at 4 o'clock and 50 minutes P.M. moved that the House adjourn,

Which was not agreed to

By Unanimous Consent;

On motion of Mr Sadler.

The House pursuant to the concurrent of the bill of the Senate

H. 174. (H 174) entitled "An Act to prohibit the sale or barter of vicious or Spiritous liquors within the limits of the territory herein described."

Which was read a second time and

On motion of mr Sadler!
The rules were suspended (two thirds of the members present voting therefor) and
The bill was read a third time and placed upon its passage

The question being put "Shall the bill pass?"

It was decided in the affirmative.

Those who voted in the affirmative were!

Anderson (Craighead)	Hawins
Anderson (Howard)	Jones
Ayres	Kerr
Barrett	Little
Boac	Marvell
Boslon	McConnell
Bradford	Moore (Carroll)
Bragg	Moore (Woodruff)
Bright	Orr
Browning	Patton
Burns	Rice
Casey	Rhea
Cochran	Ruddle
Cheney	Rumph
Cleveland	Russell
Coffey	Sadler
Collins	Sanders
Davis	Shinn
Dodson (Newton)	Slaughter
Durham	Snyders
Fitzpatrick	Spangler
Fowler	Trimble
Fulton	Venable
Gardner	Wells
Greig	Weir
Hill (Cashaw)	Wells Dorcas

Wells (white)
Williams
Galf
Mr Speaker
Those who voted in the negative
were;

Kiffs
Humphrey
Judkins
Morgan
Pace
Sharpe.

In the affirmative 76.
In the negative 30
Not voting 93

So the bill was passed.

Then

On motion of Mr Pace.

The House at 5 o'clock P.M.

Adjourned

Attest.

H. B. Pennington
Clerk.

H. B. Pennington
Speaker.

Friday morning
February 26. 1875

The House met pursuant to adjournment;

The roll was called the following named members answered to their names:

Anderson (craighead)
Anderson (Howard)
Avery
Barrett
Boone
Baston
Bradford
Bragg
Bright
Browning
Burns
Carey
Cochran
Chaney
Cleveland
Cluck
Coffey
Coleman
Collins
Copeland
Davis
Dodson (Chesteen)
Dodson (Randolph)
Durham
Dispain
Foster
Fulton
Gardner
Gillis
Greig
Grissom
Hannah
Headden
Hill (Calhoun)
Hill (Jefferson)
Hoover
Humphry
Jones
Jolly
Kerr
Little
Love
Martin
Maxwell
McConnell
Miller
Morgan
Moore (Carroll)
Moore (Union)
Moore (Woodruff)
Orr
Patton
Poe
Polk
Powell
Rice
Rhea
Robinson (Lake)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Sayers
Spangler
Taylor
Trimble
Venable
Wall
Weir
Wells (Lewis)
Wells (White)
Williams
Wolf
Mr. Speaker

A quorum being present
Prayer by Rev A.R. Winfield.
The Journal of the preceding day
was read and approved;

Mr Kerr gave notice that he would
move to reconsider the vote by which
the House agreed to pass the bill of
S 41 the Senate (S 41) entitled "An Act to reg-
ulate insurance in the State,"

By unanimous consent,
On motion of mr Kerr,
The House passed to the consideration of
S. 53 the bill of the Senate (S 53) entitled
"An Act to amend Section 4173 of Chap-
ter 92 of Gantts Digest in relation
to marriages,"

Which was read a first time;

By unanimous consent, under sus-
pension of the rules,
The bill was read a second time,
and,
On motion of mr Kerr
was referred to the committee on the
Judiciary

Mr Judkins gave notice that he would
move to reconsider the vote by which the
House agreed to make the bill of
H.R. 172 the House (H R 172) entitled. "An Act
to prohibit free passes being given by
any Rail Road or transportation company
to Legislative, executive, or Judicial
officers the Special order 10 o'clock A.M.
of Wednesday November 10th 1875—

Under the order of unfinished bus-
iness,
The House passed to the consider-
ation of the special order set for 9
o'clock and 30 minutes P.m. of
the preceding day being the

S 207.

Consideration of the bill of the Senate (S 207) entitled "An Act amendatory of an act amendatory of an act fixing the terms of county courts in this State and salary of county Judges &c"

After some time spent therein

The Speaker resumed the chair

And S,

Mr Slaughter reported that the committee having according to order had under consideration the bill of the Senate (S 207) entitled "An Act amendatory of an act fixing the terms of County Courts of this State and Salaries of county Judges &c and recommend that the bill be amended by adding to sec 1 the following proviso;

The Salary of the County and Probate Judge of Conway County shall be seven hundred dollars per annum,

The Salary of the County and probate Judge of Lincoln County shall be six hundred dollars per annum,

The Salary of the County and probate Judge of Barber County shall be six hundred dollars per annum,

The Salary of the County and probate Judge of Faulkner County shall be seven hundred dollars per annum,

The Salary of the County and Probate Judge of Hempstead County shall be seven hundred dollars,

The report of the committee was adopted,

The amendments recommended by the Committee of the whole House were then separately considered and adopted

Mr Judkins moved that the further consideration of the bill be indefinitely postponed.

which was not agreed to.

Then

On motion of mr Judkins the bill was read a third time and placed upon its passage

The question being put,

Shall the bill pass?

It was decided in the affirmative

Those who voted in the affirmative were,

Anderson (Cra'ghead)
Bradford
Burns
Casey
Cochran
Cleveland
Cluck
Collins
Copeland
Davis
Dodson (Preston)
Dodson (Randolph)
Durham
Fulton
Gardner
Greig
Hardcastle
Headley
Hill (Jefferson)
Hoover
Humphrey
Jones
Kerr
Little
Miller
Morgan
Moore (Conwell)
Moore (Union)
Moore (Woodruff)
Pace
Powell
Rhea
Robinson (Clarke)
Russell
Sadler
Sanders
Shinn
Slaughter
Spangler
Taylor
Trimble
Venable
Weir
Wells (Greene)
Wildberger

Mr Speaker

Those who voted in the negative were,

Anderson (Howard)	Maxwell
Avera	McClennell
Barrett	Orr
Boston	Patton
Bright-	Polk
Chaney	Rice
Cuffey	Riddle
Coleman	Rumph
Dipepeian	Sharpe
Dortch	Smyers
Ellis	Wells absent
Grissom	Wolfe
Hill (Calhoun)	
Judkins	
Love	
In the affirmative	46
In the negative	27
Not voting	20.
	93

Pending the vote mr Patton sent to the Clerks Table the following explanation of his vote and asked that it be spread upon the Journal, viz:

Mr Speaker

I vote no for the following reasons I am in favor of retrenchment and reform in every department of this government and believe that the interest of the tax payer should be duly considered by every member of this House I am satisfied that the salary fixed for Washington Co is sufficiently large to justify the County Judge. and in addition deference to the opinions of Senators upon this floor. I must dissent from their views of Economy, Also it is calculated to create dissatisfaction with those who get a reasonable salary and ask why it is so. I represent the people of this State and must act in their interest.

Under the rule,

Mr Rice; from the committee on engrossed bills submitted the following report which was received and read viz;

Mr Speaker

The Bill of the House No 169 An Act entitled "an Act for the relief of E. B. Leigh." having been signed by the proper officers, was on the 26th day of February 1875 delivered to his Excellency the Governor, for his action thereon

169

J. A. Rice,
Chairman

By unanimous consent Mr Collins submitted the following motion which was read viz;

Mr Speaker

I move that five hundred copies of House bill No 23 entitled "An Act for the incorporation, organization, and government of municipal corporations" be ordered printed in pamphlet form without covers, for distribution to the various cities and towns of the state (prior to the election to be held the 6th day of April 1875 under the provisions of said act) by the representations of the various Counties,

On motion of Mr Judkins
Ordered that the motion lie on the table

Under the rule Mr Weir from the committee on engrossed bills submitted the following report which was received and read viz;

Mr Speaker

Your committee on
H 164 engrossed bills have had under
consideration H. R No 164 an act
entitled "An Act in reference to
Boards meeting and officers of the Arkansas
Industrial University" and find said
Bill correctly engrossed

Respectfully submitted

W. H. Weir
Chairman,

The Hour of 11 o'clock A. M. having
arrived;

The House passed to the consideration
of the special order set for that hour
S 181. being the consideration of the bill of
the Senate (S 181) entitled "An Act to
define the boundaries between Jefferson
Grant and Dorsey counties,
Pending the consideration of the
bill;

A message from his Excellency
the Governor by Mr C H Wood
his private secretary
who by unanimous consent
Read the same as
follows

Executive office
Little Rock Ark
February 26th 1875

To the Honorable Speaker of the
House of representatives and
the members thereof

Gentlemen

I have approved and signed House Bill No 189, An Act for the relief of L. B. Leigh. and here with return the same

Very Respectfully
A. H. Garland
Governor

The House having under consideration the bill of the Senate (No 181) entitled "an act to define the boundaries between Jefferson, Grant and Darey counties.

After debate mr Jedkins moved that the bill lie on the table subject to the call of the House

Which was not agreed to,

Pending the further consideration of the bill;

A message from the Senate by Jacob Trulock Jr their assistant Secretary.

Senate Chamber

Feb 25 — 1875

Mr Speaker,

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Bill
S 205 N° 205. entitled, "An Act to repeal section 5747 of Gantts Digest" Also Senate bill
S 210. #210. "A bill to be entitled an act to appropriate ten thousand dollars for the benefit of the "Arkansas Industrial University and for other purposes.
S 216. Also Senate Bill #216. "A bill to enable settlers and preemptors on the swamp and overflowed lands to perfect their
S. 196. titles by entry", Also Senate bill #196 "An act to appropriate one thousand dollars to pay costs due and hereafter becoming due to N. W. Cox. late Clerk of the Supreme Court, and L. E. Barber the present clerk of said court in cases in said court in which the State may be liable for the same"

Senate Chamber

Feb 25 — 1875

Mr Speaker

I am instructed by the Senate to inform your honorable body of the passage by the Senate of House
H 145 Bill #145. entitled "An act to prevent persons from persuading minors from their parents or guardians" Also House bill
H. 184 #184 a bill entitled "An Act to tax all non-resident trappers for trapping in this
H. 188 State" Also House bill #188 "A bill to be entitled an act to provide for the payment of a deficit of appropriation for the issue heretofore made of certain bonds of the State. known as ten year Bonds"

Senate Chamber

Feb 25th 1875

Mr Speaker

I am instructed by the
Senate to inform your honorable body
of the passage by the Senate of House
H.M. 28 Memorial #28 entitled "memorial
to the Congress of the United States
praying for mail route." Also of the
passage of Senate memorial #6 "In
regard to the improvement of the mouth
Mississipi River". And herewith

Respectfully submit the same

Jacob Frolich

Asst Secretary.

The House having under consideration
S. 181. the bill of the Senate (S 181) entitled
"An Act to define the boundaries between
Jefferson, Grant, & Dorsey counties.

After further debate the bill was
read a third time and placed
upon its passage.

The question being put:

Shall the bill pass?

It was decided in the negative,

Those who voted in the af-
firmative were:

Rivera
Query
Rhodes
Filipspin
Hill (Calhoun)
Hoover
Humphrey
Jones
Little
Orr
Rice
Robinson (Dunklin)
Rumph
Sanders
Shinn
Venable
Wells
Wells
Wilberger
Wolf

Those who voted in the negative

Ward
Hudnall (Craighead)
Hudson (Howard)
Bass
Boston
Bradford
Bright
Browning
Burns
Cochran
Cleveland
Cluck
Coffey
Copeland
Davis
Dodson (Newton)
Dodson (Randolph)
Durham
Eaton
Fulton
Gardner
Greig
Grissom
Hannah
Headlee
Hill (Jefferson)
Jackins
Love
Maxwell
McConnell
Miller
Morgan
Moore (Carroll)
Moore (Union)
Moore (Woodruff)
Patton
Poe
Polk
Powell
Rhea
Ruddle
Russell
Sharpe
Spangler
Taylor
Trimble
Weir
Williams

Ayes the affirmative	20
Noes the negative	47
Not voting	36
	93

So the bill was not passed

Pending the vote;

Mr Gardner sent to the clerks table the following explanation of his vote and asked that it be placed upon the Journal.

Mr Speaker

I vote no for the reason that a respectable number of citizens of Dorsey County have petitioned to be attached to Bradley County a bill to that effect having been introduced into this House has been forestalled by this family arrangement

A Message from the Senate by Mr Jacob Frolick Jr their assistant secretary.

Senate Chamber

Feb 25, 1875

Mr Speaker

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Joint Resolution #29 entitled, "Preamble and resolution in reference to claim of heirs and widow of P. T. Cauthfield deceased." Also the passage of House bill #137, "An act to regulate marriage in this State", And herewith respectfully submit and return the same

Jacob Frolick

Asst Secretary

S.J.R. 29

H. 137

By unanimous consent

Mr Collins sent to the Clerks table

the following notice which was read viz:

Mr Speaker. I hereby give notice that on to-morrow, I will move for a re-consideration of the vote by which the motion to lay the motion on the table proposing to print 500 copies of House Bill no 23. for information of cities and towns of the State," was carried

H. 23.

Mr Judkins made the point of order that a notice of a motion to reconsider was not in order on the day on which the subject had been considered

The Speaker (Mr Wells of Dresden in the Chair) ruled the point of order well taken.

Mr Collins moved that the vote be reconsidered.

Mr Judkins moved that the motion to reconsider lie on the table,

The Speaker (Mr Wells of Dresden in the Chair) ruled the motion to lay on the table not in order

Mr Judkins appealed from the decision of the Chair,

Mr Collins moved that the appeal lie on the table

The Speaker (Mr Wells of Dresden in the Chair) ruled the latter motion not in order

Before the question was put,

By Unanimous Consent
On motion of Mr Cluck;

S. 200. The house passed to the consideration of the bill of the Senate (S 200) entitled "An Act to legalize the may term 1874 of madison county circuit Court."

Which was read a first time,

By unanimous Consent,
Under suspension of the rules the bill was read a second time;

And on motion of Mr Humphry was referred to the committee on the Judiciary with instructions to report on Monday next.

Mr Trimble moved that the rules be suspended for the purpose of receiving reports from the committee on Education,

Which was not agreed to (two thirds of the members present not voting therefor)

Under the Order of unfinished business,

The House passed to the consideration of the Special order set for 11 o'clock and 30 minutes A.M. of the preceding day it being the consideration of the bill of the House (H R 164) entitled "an Act" in reference to board meetings and officers of the Arkansas Industrial University"

H. 164.

Which was read a third time and placed upon its passage,

The Question being put,
Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative

were:

Anderson (Craighead)
Anderson (Howard)
Avera
Barrett
Boone
Boston
Bradford
Bright
Browning
Burns
Casey
Cochran
Cheney
Cleveland
Cluck
Coffey
Collins
Davis
Dodson (Hunter)
Dodson (Randolph)
Durham
Filippini
Fulton
Greig
Grissom
Hannah
Headlee
Hoover
Humphrey
Jones
Kerr
Little
Love
Maxwell
McConnell
Morgan
Moore (Carroll)
Moore (Lincoln)
Moore (Woodruff)
Orr
Patton
Poe
Polk
Powell
Rice
Rhea
Robinson (Desha)
Ruddle
Rumph
Russell
Sadler
Saunders
Slinn
Smyers
Trimble
Venable
Weir
Wells (Drew)
Wildburger
Williams
Wolf
Mr Speaker

Those who voted in the negative were:

Chaney
Copeland
Foster
Hill (Calhoun)
Hill (Jefferson)
Judkins
Sharpe
Wells (White)

In the affirmative:
In the negative:
not voting:

Ayes 83.
Noes 8.
Not voting 25.

So the bill was passed.

On motion of mr Rice the title of the bill was amended to read as follows:

An Act entitled an act changing Board meeting, and establishing the Office of Regent of the Arkansas Industrial University and for other purposes.

Then
On motion of mr Avera:
The House at 12 o'clock and 21 minutes P.M.
took a recess until 2 o'clock and 30 minutes P.M.

After the recess,
The House met at 2 oclock and 30
minutes P.M.:
The roll being called, it appeared that the following named
members were present and answered
to their names viz:

Anderson (Crayhead)
Anderson (Howard)
Barrett
Boone
Bradford
Bragg
Bright
Browning
Burns
Casey
Cochran
Chaney
Cleveland
Clinch
Coffey
Coleman
Collins
Davis
Dodson (Cheston)
Dodson (Randolph)
Durham
Dillpsie
Dacus
Fulton
Gardner
Gillis
Greig
Hannah
Headden
Hill
Hill (Calhoun)
Hooper (Jefferson)
Humphrey
Jones
Judkins
Kerr
Little
Love
Maxwell
McClennell
Miller
Morgan
Moore (Carroll)
Moore (Woodford)
Orr
Patton
Pace
Polk
Powell
Rice
Robinson (Dade)
Ruddle
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Spangler
Taylor
Thimble
Venable
Wall
Weir
Wells (Green)
Wells (White)
Wildberger
Williams
Wolf
Mr Speaker

By Unanimous consent;

Mr Trimble submitted the following resolution, which was read, considered and agreed to; viz;

Be it Resolved, That the Speaker and Clerk be directed to sign pay certificates for per diem and Mileage for members and officers in advance, to include the 4th day of march 1875, and the Auditor be Authorized to audit and draw his warrant upon the presentation of such pay certificates, and all the official acts of the Speaker, Clerk, and Auditor, had and done, under and by virtue of the authority of this resolution, are hereby made legal and binding

By unanimous consent;

H 204 Mr Leluck introduced a bill, (H R 204) entitled, "An Act to regulate the sale of school lands;"

Which was read a first time;

By unanimous consent;

Under suspension of the rules

The Bill was read a second time;

And on motion of Mr Dunham, it was made the special order for 10 o'clock A.M. Monday March 1st 1875

By unanimous consent;
On motion of mr Patton;
The House passed to the consideration of the
S 210. Bill of the Senate (S 210) entitled An Act to
appropriate ten thousand dollars for the
benefit of the Arkansas Industrial Uni-
versity and for other purposes;

which was read a first time

By unanimous consent
Under suspension of the rules;
The bill was read a second time.

And
On motion of mr Patton;
was made the special order for 2 o'clock
P,m, of monday march 1st 1875 in the
committee of the whole House.

By Unanimous consent,
Mr Smyers asked and obtained leave of
absence until Friday march 5th 1875

By unanimous consent;
On motion of mr Dunham,
S 214. The House passed to the consideration of
the bill of the Senate (S 214) entitled
An Act repealing all laws declaring
the Stream called Petit-Jean a
navagable Stream,

which was read a first time

By unanimous Consent;
Under suspension of the rules;
The Bill was read a second time;

And
On motion of mr Russell;
Was made the Special Order for 7 oclock
and 30 minutes P.M of monday march
1st 1875

By unanimous consent;

On motion of mr Sadler

H.140

The House passed to the consideration of the bill of the Senate (S. 140.) entitled "An Act to give the commissioner of State lands control of the mineral lands of this State,

Which was read a first time By unanimous consent, Under suspension of the rules,

The bill was read a second time,

And
On motion of mr Kerr.
Referred to the committee on State lands,

The Hour of 3 o'clock P.M. having arrived;

The House passed to the consideration of the Special order set for that hour being the consideration of the bill of the Senate (S 213) entitled "an Act to amend Section 1 of an Act entitled "An Act to provide for the leasing and management of the State Penitentiary approved april 18th 1873.

which was read a third time and placed upon its passage;

Pending the consideration of the Bill;

A message from the Senate By mr Jacoff Dolich their Assistant Secretary

Senate Chamber
Feby 20 - 1878

Mr Speaker

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Bill No. S 215 215 entitled, A Bill for An Act to prevent the Sale or giving away ardent Spirituous or intoxicating liquors within three miles of any Academy, College, or University in this State, and herewith respectfully submit the same

Jacob Pollich
asst Secretary

The House having under consideration S. 213 the bill of the Senate (S 213) entitled An Act to amend Section 15 of an Act entitled "An Act to provide for the leasing and management of the State penitentiary" approved April 15th 1878.

Pending the further consideration of the bill,

The hour of 2 o'clock and thirty minutes P.M. having arrived,

The House passed to the consideration of the Special order set for that hour being the consideration of the Joint Resolution of the Senate (S Jt Res 24) a Joint resolution in relation to the deposit of State funds in the Bank of Goddard & Knox,

Which was read a third time and placed upon its passage,

The question being put shall the Joint Resolution pass?

It was decided in the affirmative!

Those who voted in the affirmative were!

Anderson (Craighead)
Anderson (Howard)
Auten
Barrett
Boone
Bostic
Boston
Bradford
Bragg
Bright
Browning
Burns
Causey
Cochran
Chaney
Cluck
Coffey
Coleman
Collins
Copeland
Davis
Dodson (Newton)
Dodson (Randolph)
Dunham
Flippin
Foster
Fulton
Gardner
Gillis
Greig
Hannah
Headlee
Hill (Calhoun)
Hill (Jefferson)
Hoover
Humphrey
Jones
Jackins
Little
Kerr
Love
Maxwell
McConnell
Miller
Morgan
Moore (Union)
Moore (Woodruff)
Orr
Patton
Poe
Polk
Powell
Rice
Rhea
Robinson (Perry)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Spaugh
Taylor
Trimble
Venable
Wall
Weir
Wells (White)
Wildburger
Williams
Wolf
Mr Speaker

In the affirmative	72
In the negative	none,
Not voting	21,
	93,

So the Joint resolution was passed,

The House resumed consideration of the business being at the hour of 3 o'clock and 30 minutes P.m. being the consideration of the bill of the Senate. (S 213) entitled an Act to amend Section 18 of an Act entitled an Act to provide for the leasing and management of the State Penitentiary. approved April 15th 1873.

S 213

After further debate,

Mr Collins moved, that the bill be referred to the committee on the Penitentiary,

Mr Humphry moved as an amendment that the committee be instructed to report at an early a day as possible

Mr Chaney moved as an amendment to the amendment that the committee be instructed to report on the 10th day of November 1875,

Mr Browning moved as a substitute that the committee be instructed to report at 10 o'clock A.m, of monday March 1st 1875—

which latter motion was agreed to,

By unanimous consent,

On motion of Mr Headlee the bill just referred was made the special order for 10 o'clock A.m of monday March 1st 1875——

The hour of 4 o'clock P.M. having arrived;

The house passed to the consideration of the Special order set for that hour being the consideration of the bill of the Senate (S 129) entitled an "act for the relief of J. M. McClintock" and his securities

which was read a third time and placed upon its passage

The question being put, shall the bill pass?

It was decided in the affirmative

Those who voted in the affirmative were;

Anderson (Craighead)
Anderson (Howard)
Avera
Boone
Boston
Bradford
Bragg
Bright
Browning
Burns
Causey
Cochran
Colwick
Coffey
Collins
Davis
Dodson (Hawkins)
Durham
Flippin
Foster
Fulton
Greig
Gridson
Hannah
Headlee
Hill (Calhoun)
Hoover
Humphrey

Kerr
Little
Love
Maxwell
Morgan
Orr
Patton
Pate
Polk
Rice
Rhea
Robinson (Dyer)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Taylor
Trimble
Venable
Weir
Wells (Dyer)
Wells (White)
Welborn
Williams

Those who voted in the negative were;

Barrett	Moore,
Chaney	Moore,
Dodson (Randolph)	Moore,
Judkins	Powell,
McConnell	Spangler.

So the affirmative;	58.
So the negative;	10
Not voting;	25
	93.

So the bill was passed;

By unanimous consent;

Mr Sanders gave notice that he would on the morrow move to reconsider the vote by which the house refused to pass the bill of the Senate (S 181) entitled "an act to define the Boundaries between Jefferson, Grant and Dorsey counties,

S. 181

By unanimous consent;

On motion of Mr Browning;
The house passed to the consideration of the bill of the Senate, (S 215) entitled "an act to prevent the sale or giving away spirituous or spiritous liquors within three miles of any Academy, college or University in this State,

S. 215

Which was read a first time
Mr Sharpe moved that the bill be amended by striking out the word "give", so that it shall not apply to private Citizens in their dwellings

On motion of mr Wildberger;
Ordered. That the motion do
amend lie on the table,
Then

On motion of mr Greig;
The House at 4 o'clock and
40 minutes P. M.

Adjourned

J. B. Gundling, Clerk

A. V. Pennington
Speaker.

Saturday morning.

February 27th 1875.

The house met pursuant to adjournment,

The roll was called and the following named member answered to their names:

Anderson (Craighead)	Judkins
Anderson (Howard)	Kerr
x Aura	Little
Baird	Love.
Barrett	Martin
Bowe	Maxwell
Bowlow	McConnell
Bradford	Miller
Bragg	Morgan
Bright	Moore (Carroll)
Browning	Moore (Union)
Burns	Moore (Woodruff)
Cleary	Orr
Cochran	Patton
Chaney	Pace
Cleveland	Polk
Cluck	Powell
Coffey	Rice
Coleman	Rhea
Collins	Robinson (Desha)
Copeland	Ruddle
Davis	Rumph
Dodson (Chewton)	Russell
Dodson (Randolph)	Sadler.
Durham	Sanders
Filipini	Sharpe
Foster	Shinn
Fulton	Slaughter
Gardner	Smyers
Gillis	Spangler
Green	Taylor
Greig	Trimble
Gridoon	Venable
Hannah	Wall
Headlee	Weir
Hill (Calhoun)	Wells (Drew)
Hill (Jefferson)	Wells (White)
Hoover	Wildburger
Humphrey	Williams
Jones	Wolf

Mr Speaker

A quorum of the House being present,

Prayer. Rev A. R. Winfield. methodist Episcopal Church South.

The Journal of the preceding day was read and approved.

On motion Mr Humphrey asked the unanimous consent that the Judiciary committee be permitted to report the various bills referred to said committee.

which was agreed to.—

Mr Dodson of Randolph on motion of Mr Wolff, was granted leave for the day on account of sickness.

Mr Wells of Dare Chairman of the committee on Judiciary made the following report.

Mr Speaker:

The Committee on Judiciary
H. 202. to whom was referred H. R. No 202. An Act entitled "An Act to assess all the lands in the State heretofore donated to Railroads or Railroad corporation where the title to such lands has passed from the government of the United States" beg leave to state they have had the same under consideration and herewith respectfully return the same with a recommendation that it pass, and your Committee would here state, that they have examined the question as to whether such lands are taxable, and state as our opinion that they are; and on this subject we herewith submit the opinion of the attorney General, which is in accordance with the views of your committee. For other reasons we recommend the early passage of this act.

All of which is respectfully submitted

Wells. of Dred
Chairman.

Office of Atty. General
Little Rock. Ark.
Feb. 26. 1875

Hon. Mr Wells.
Chairman Judiciary Committee
House Representatives.
Little Rock. Ark's.

Dear Sir.

Yours of February 18th 1875. asking whether in my opinion the lands granted to railroads in the State of Arkansas, are subject to taxation is before me.

The question is one of much importance and requires more time for consideration than the limited time allowed since the receipt of your note.

Power to tax is granted for the benefit of the whole people, and none have any right to complain, if the power is fairly exercised and the proceeds are properly applied to discharge the obligations for which the taxes were imposed—

Cooley's Const. 147. 280 North Mo. R.R. Co. and Marris H. Jessups vs. Constantion Mc Givin Supreme Court U. S. Oct. term 1873. Cent. law Journal No. 23. Vol. 275.

"Properties of any kind over which the sovereign power of a State extends are objects of taxation outside of the means and instruments of the Federal Government." "Hamilton Co. vs. Massachusetts" 6. Vol. 639. Cen law Journal 15"

"Uninstructed by Constitutional limitation the only restraint upon the taxing power of the States is the responsibility of them in whom the power is pledged."

"Griffin vs the Mayor. 4 Kimmith 19"

"Lorenell vs Lawrence 41. N.Y. 141."

"The State may impose taxes upon the corporation as an entity existing under its laws, as well as upon the corporate stocks of the corporation or its separate corporate property."

"The Delaware R.R. Tax, (Supreme Ct. U. S. Oct. 1873) 18 Wallace 206"

The exercise of the authority which every State possesses to tax its corporations and all

their property real and personal, and their franchises, and to graduate the tax upon the corporation according to their business or increase, or the value of their property, when this is not done by discriminating against rights held in other States and the tax is not on imports or tonnage or transportation to other States; can not be regarded as conflicting with any constitutional power of Congress" 16.

It was never a question "whether it was competent for the legislature to so bind up its own hands by a grant as to preclude it from exercising for the future any of the essential authorities of sovereignty in regard to any of the subjects over which its jurisdiction extends whether for instance, it can agree that it will not exercise the power of taxation, and when if it shall undertake to do so the agreement is not void on the general principle that the legislature cannot limit the power of its successors, and that any other rule might eventually cripple and destroy the government itself. If the legislature has power to do this, it is certainly a very dangerous power, exceedingly liable to abuse and may possibly come in time, to make the constitutional provision in question (prohibiting laws impairing the obligation of contracts) as prolific of evil as it has been or is likely to be, of good"

Crowleys Const. Decns 280.

In a very recent and important case Penn. Canal Commissioners vs. The Penn. Railway Company - when the case are very extensively and thoroughly examined, by Strong, Ch. J. the following propositions are ascertained in the decision. Viz:

A State legislature in in the absence of any express constitutional authority has no power to sell, surrender, dictate or abridge any of the rights of sovereignty such as the rights of taxation so as to bind future legislatures, and any contract to that effect is void - 2 Redfield's Law of Railroads 392. See also State Bank vs Knoop 16 - Howard 386. Ohio Life Ins. Company vs Debolt 16 - How. 426. where similar doctrine is maintained.

But these cases were reversed by the Supreme Court of the United States. Judge Cooley says:

"So far as the power of taxation is concerned it has been so often decided by the Supreme Court of the United States, though not without remonstrance on the part of the State Courts. (See Mechanics and Traders Bank vs Debolt, Ohio. 21. S. 591.= Toledo Bank vs Bond 15. 621. Knoop vs. Piqua Bank 16-603. and other cases referred to in No. 1.) that a agreement by a State for a consideration received or supposed to be received, that certain property rights or franchises shall be exempt from taxation, or be taxed only at a certain agreed rate, is a contract protected by the constitution that the question can no longer be considered an open one.

In any case however there must be a consideration, so that the State can be suffered to have received a beneficial equivalent, and if the exception is made as a privilege only it may be revoked at any time: Cooleys Const. Lcens 278 = 281.

That the Charter of private corporations are contracts protected by the constitution - Cooley Const lines 279. Dartmouth College vs Woodward, 4 Wheat. 519. Trustees of Vincennes University vs. Indiana 14 Howard 268. Piqua Bank vs Knoop 16. How. 369. and many other cases cited by Judge Cooley.

We grant there is an implied consideration for the grant of corporate powers, and franchises, for corporative to be found in the implied stipulations upon the part of the grantees-16.

But the mere fact of incorporation does not exempt the body incorporated from taxation, and a corporation may be taxed in its business and property with as much propriety at least as an individual, unless there is something in the act by which it is constituted, which exempts it from this burden. State of Ohio vs Commercial Bank of Cincinnati (7 Howard 125.)

No doubt can exist that a corporation may be taxed and may be exempted by legislative enactments from taxation, then when such exemption is clearly granted, unless it be a gratuity "necessity" it is protected as a contract by that clause of the Constitution which prohibits the passage

of any law impairing the obligation of a contract, and cannot be interfered with by subsequent repeal. "The Delaware RR Dax. 18 Wallace 206"

But before any such exception can be admitted the interest of the Legislature to confer the immunity must be clear beyond a reasonable doubt. All public grants are strictly construed and nothing can be taken against the State by presumption or inference

The established rule of construction in such cases, is, that rights, privileges and immunities not expressly granted are reserved.

Let us inquire then, if the charters of the different railroads in the State exempt the lands granted to them from taxation and for the purpose of the inquiry we will take first the Charter of the Cairo and Fulton Railroad Company, approved 11th January 1853 (See pg. 180. Acts of 1852. The 11th Section of this Charter reads:

"That the Capital Stock and dividends of said Company shall be (forever) exempt from taxation. The road fixtures and appurtenances shall be exempt from taxation, until after it pays an interest of rent less than ten per cent per annum";

The beneficial provisions of the Charter of the Mississippi Valley RR Company, are extended to the Cairo and Fulton Railroad Company and made part of the Charter.

Sec. 52. of the Charter of the Mississippi Valley RR Company provides, that the Capital Stock of said Company and the dividends shall be exempted from taxation until a dividend of six per cent is realized upon the Capital Stock and the road with all its fixtures and appurtenances, including work-shops, ware houses, vehicles of transportation, shall be exempted from taxation for the period of twenty five (25) years from the completion of the road, and no tax shall ever be levied on said road, or its fixtures which will reduce the dividends below ten per cent per annum."

And this is all said about taxation in either of them Charters.

It is observable that a distinction is made

the 11th section of the Charter of the Paris & Fulton RR Company, between the Capital Stock and dividends which are declared to be "forever" exempt from taxation and the road fixtures and appurtenances which are declared to be exempt until after the road pays an interest of not less than ten per cent per annum.

We admit that so far as this stipulation for exemption extends, it is a contract irrevocable by any subsequent legislature.

But by no intendment or fair construction can this language or this this grant of exemptions be made to extend further than to the road, the right of way, which the legislature in exercise of its right of eminent domain saw fit to appropriate to the use of this Company. the fixtures and appurtenances, such as car houses - oil houses, water stations, depots, capital stock dividends &c

It will not be seriously contended that this Section operates to exempt the lands or other property that may be owned by said Company from taxation, acquired by grant or otherwise.

We need not undertake to point out the disastrous consequences to which such a doctrine would lead, nor is it our purpose to consider consequences in this inquiry

A general clause in a railroad Charter exempting a corporation property from taxation covers up a few dodges necessary for the purposes of the incorporation, and not these which may be convenient for increasing the advantages and profits of the corporation.

("State vs Newark, 2 Dutch N. J. 519")

Though the Charter of a corporation makes them taxable at a specified rate upon their Capital stock with a provision that no further tax shall be levied, the Company are nevertheless taxable upon real property not used or occupied for the necessary purposes of the Company. If the choose to invest Capital in such property they cannot complain that it is twice taxed." (State vs Newark 1 Dutch N. J. 315")

The Charter of a railroad company enacted that the stock, property and effects of the company should be exempt from taxation held that reference was had so far as real estate was concerned, to that which the

company was authorized to take by proceedings in invitum and did not extend to other lands which they might obtain by grant, and which might or might not be a source of profit or a matter of convenience." ("Vermont Central R.R. Company vs Town of Burlington. 28 Vt. 193.")

It is only such property as is appurtenant and indispensable to the construction and operation of a railroad or water stations and depots and probably offices and oil houses, and car and car-engine houses and all such erections as may fairly be regarded as necessary to the convenient use of the road that can be exempt from taxation as forming part of the incorporal estate of the corporation.

(R.R. vs Bank Co. 6. Pa. 70. 2. Am Railway Cases 306)

The terms capital stock in an act of incorporation means the amount contributed or advanced by the stock holders as members of the Company, and does not refer to the property thereof.

(The State vs Mannatiown fairm association (N. J. Sup Ct) Zah 195")

From the above cases it seems unquestionable that the lands acquired by the Company since its incorporation are not exempt from taxation by reason of anything in the Charter of said Company.

We feel assured that the correctness of this position can not be disputed.

It remains to be considered whether the General Assembly has by act exempted said lands from taxation, and if so whether such act or acts may be repealed without violating the obligation of a contract

By the second section of the act of the General Assembly, approved 16th Jany 1855 entitled "an Act to aid in the construction of the Cairo and Fulton Railroad," it is provided that after the expiration of twenty years from the date of the completion of said Cairo and Fulton Railroad, said company shall pay into the State Treasury, an annual tax upon the road, fixtures, lands, tenements, and houses, equal to that paid upon other taxable property in this state, and for the purpose of taxation, the road fixtures lands

tenements and houses shall be considered separate and distinct from the capital stock. Whether all the Capital Stock shall be expended in building said road, fixtures, tenements, houses, or not; and the Capital Stock shall be exempt from taxation as provided for in the 11th Sec. of said Cairo and Fulton Railroad Charter, approved the 12th January 1873 &c.

By this section the legislature as we construe it proposed to exempt from taxation for a period of twenty years from the completion of said road, or any part of the same, whether there was so much declared a dividend of ten percent per annum, or not, such property other than Capital Stock and dividends as was included in the said section eleven of the Charter of said Company.

We maintain that in mentioning lands it must be held to refer to those which the Company were authorized to take by proceedings in invitum and not to others acquired by grant, and which might or might not be a source of profit or matter of convenience to the Company.

In view of the authorities above cited, we submit this as a fair legitimate and reasonable construction of the Section.

We maintain that it cannot by intendment presumption or inference be made to reach further than this, and operate to exempt other lands or property that might be acquired by the company from taxation.

But if it may be said this was intended to exempt lands that had been or might be thereafter be granted to the company, we would reply that such exemption or immunity was a gratuity and might be revoked by the General Assembly at any time at its pleasure.

We maintain there was no consideration for such a grant of immunity from taxation; that the Company assumed no obligation and undertook nothing as a consideration for this privilege

And further that said act was never accepted by said Company, and the same was wholly and entirely repealed, by act approved Nov. 26th 1856. entitled "an act to amend an act to aid in the construction of the Cairo and Fulton Railroad approved January 16th 1855." except so much thereof as

adopts and confines the survey of the line & route of said road, as made and reported by said Company - also except that the Ft. Smith and Mississippi Branches be entitled to their proportionate part of the land at said junction."

Sec. 19. of this act provides that after said Cairo and Fulton Railroad shall have been completed, and shall have declared a dividend of ten per cent. per annum, upon the Capital Stock of said Company - then and on that account, said Cairo and Fulton Railroad Company shall pay into the State Treasury two and one half per centum upon their net proceeds annually."

We call attention to the facts that the exemption that may be said to have been attempted to be granted, in the first of these acts, is not even mentioned in the latter, and nothing can be taken by inference against the State, and it is clear to my mind, no such exemption was meant or intended.

Another view that may be taken of this matter is that after the passage of these acts the Company forfeited all its rights and claims to the land granted by Act of Congress Approved ..... 1853. by failure to comply with the provisions of said act, which required that before the Company should be entitled to the benefits of the same it should complete the road within ten years from the date of the act.

The road should have been completed by the 9th of Feby 1863. but was not even commenced by that time as we understand, and thus the right to the lands granted expired.

By Act of Congress Approved July 25th 1866 the first act with all the provisions therein made was renewed and extended for ten years from the passage of the latter act, and all the lands therein (in the first act) granted which reverted to the United States under the provisions of said act were restored to the former custody, control and condition - and made subject to the uses and trusts in all respects as they were before - and at the time such reversion took effect.

By this act said Company were required to complete the first Section of Seventy miles of said

road within three years from the date of the act which it failed to do. And again by resolution passed by both houses of Congress (approved March 3d. 1869. the time for the completion of the first twenty miles of said road was extended to the 28th day of April 1870. and by likeresolution approved May 9th 1870. the time for the completion of the first twenty miles of said road was again extended to the 20th day of December 1870.

Since the passage of the latter act, and the resolutions referred to, no act of the General Assembly of the State has been passed granting exemption from taxation to the road.

If it may be said that the State by any act of the Gendral Assembly had granted to the road immunity from taxation upon their lands for a period of twenty years from the time the road or any section of twenty miles of the same might be completed, and that such grant was a contract, we assume that such grant if made at all, was made subject to all the limitations, restrictions and conditions contained in the act of Congress, and in reference to the first act, and before the passage of the latter, and the road by violation of any and all express and implied stipulations exonerated the State from obligation to observe the contract, if any such there was.

Though the State parted with her interest in the lands, which had been granted in trust to aid in the construction of the road, & may have been granted an exemption from taxation, as to the same, could the latter act of Congress make the State a party to an agreement, whereby such immunity might be extended eleven years before the period, after which these lands were to become taxable by the terms of the act, under which the immunity might be claimed.

First. We maintain therefore that the Charter of said Company was not intended and does not operate to exempt from taxation lands granted to this Company after the same were patented to the State.

Second, That the act of 16th of Janry 1855. properly construed would not have operated had the same not been repealed, to exempt these lands from taxation,

and that the same was not accepted by said Company

Third, That the act of 16th January 1855. was repealed wholly by the act of 26th Nov. 1856. so far as any exemptions or immunity is concerned.

Fourth, That the act of 26th Nov. 1856. contains no exemption of lands granted to this Company from taxation, and that no such condition can be legally placed upon it.

Fifth. That if either of said acts could be construed to exempt said lands from taxation the company having failed to comply with the terms of the act of Congress in reference to and subject to the limitations, restrictions and conditions contained in which said acts were passed, the State is exonerated from obligation

Sixth, That said exemption or immunity from taxation if any such there was, was a mere gratuity, and subject to be revoked at any time by the general assembly.

Seventh, That no act of the legislature of the State, since the passage of the later act of Congress, exempts from taxation said lands

Eighth, That said lands became subject to taxation whenever the right of the Company to the same became complete, and that said Road having been fully completed, all the lands of said Company are subject to taxation as other property in the State.

We find nothing in any of the provisions of the Charter of the Little Rock and Fort Smith Railroad which exempts that road, or any of its property from taxation. See Charter page 241 Acts of 1855.

The act of the General Assembly, approved 19th January 1855 entitled an act fixing the line of the Little Rock and Fort Smith Branch of the Cairo and Fulton Railroad, and granting the lands donated by congress to the State in aid thereof. Section two provides "that after the expiration of twenty years from the date

the completion of said branch road, of the completion of any division, twenty five miles of said road said Company shall pay into the State Treasury for the division so completed, an annual tax upon said road, fixtures, houses and other property equal to that paid upon other taxable property in this State, for the time being. Provided, said tax may be levied whenever said Company shall declare a dividend of not less than ten per cent: Provided further, that said tax shall not be assessed and collected until said company shall declare a dividend of (ten per cent) upon their Capital Stock by their directors.

This is all we find in relation to the taxation or exemption from taxation of the Little Rock and Fort Smith Railroad or its property.

If the above rules laid down by Court for the construction of such grants are adhered to and we presume they will, and must be, then we construe this grant of exemption, if it relates to real estate granted to the Company to refer to that only used and occupied for the necessary purposes of the Company; that which the Company is or was authorized to take by proceedings in imitation

The reasons given, in reference to the failure of the Cairo and Fulton Railroad Company to comply with the requirements of the acts of congress granting these lands, are applicable to the Little Rock and Fort Smith Railroads.

We have hence concluded that the lands granted to this Company by Congress are also liable to taxation whenever patented to the State.

The 25th Section of the Charter of the Memphis and Little Rock Railroad Company provides that "The Capital Stock of said Company shall be exempt from taxation, until the road pays a dividend of six per centum — and the road with all its fixtures and appurtenances including work shops, warehouses and vehicles of transportation, shall be exempt from taxation for a period of twenty years, from and after the completion of said road." This of course as we have seen does not include lands granted to the Company.

But Section ten of an act entitled "an act to aid in the construction of the Eastern branch of the Cairo and Fulton Railroad and to adopt the Memphis and Little Rock plank and railroad survey as said Eastern branch". provides, that all lands hereby granted belonging to said railroad Company shall be exempt from taxation, until said railroad is constructed and in full and complete running order from Hopefield to Little Rock, unless sold by said Company to other persons; Provided that said lands shall not be exempted from taxation for a longer period than eight years from the passage of this act, and that this act take effect and be in force from and after its passage.

(Approved July 19th 1855.)

By the first section of an act supplementary to this - found on same page of above acts, it is provided that the tenth section of the act to which this is supplementary, shall not be construed as to exempt the lands granted by said act from taxation, but said lands granted as aforesaid shall be taxed as other lands in this State, as soon as the fee simple title shall vest in said company by virtue of said grant."

We think the 10th Section of the act of 19th July 1855. and the section just quoted of an act approved on the same day settle beyond question that no exemption from taxation as to these lands has been granted by the General Assembly which could preclude their taxation by the legislature.

The act of March 11th 1867. Sec. 2. exempted all lands belonging to the M & L R R Co. from taxation until the completion of the road, and provided such exemption should not continue, for a longer period than five years - Acts 67. Page 304.

Sec. 5. of an act approved March 13th 1867. exempts all lands before then subscribed, or that might thereafter be subscribed as stock in said road from taxation for a period of five years from and after the passage of the act.

See Acts. 67. = 334.

The result of the investigation of this question

is that we are satisfied that the lands granted to railroads in the State of Arkansas are subject to taxation, when they have been patented to the State.

Very respectfully
John Obt St.
S. P. Hughes
Atty Genl of the State
of Arkansas.

The bill just reported was read a second time.

Mr Kerr offered the following amendment

Amend Section One, by adding Provided: that this act shall not be so construed as to prevent the collection of any taxes heretofore due and unpaid on the aforesaid lands.

After debate the amendment was withdrawn

On Motion of Mr Humphrey the bill was read the 3d time and placed on its passage.

The question being put.
Shall the Bill pass?

It was decided in the affirmative.

Those voting in the affirmative were:

Anderson	Davis
Baird	Dodson
Barrell	Durham
Bone	Fleppin
Boston	Foster
Bradford	Fulton
Bragg.	Gardner
Bright	Gills
Browning.	Green
Burns	Greig
Casey.	Grissom
Cochran	Hannah
Cleveland	Headlee
Coffey	Hoover
Colliers.	Humphrey

Jones	Ruddle
Judkins	Rudolph
Kerr	Sadler
Little	Sanders
Love	Shinn
Maxwell	Slaughter
McConnell	Spangler
Miller	Taylor
Morgan (Carroll	Trimble
Moore (Union)	Venable
Moore	Wall
Orr.	Weir
Patton	Wells (of Drew)
Poe	Wells (. White)
Polk	Wildberger
Powell	Williams
Rice	Wolf
Rhea	Mr Speaker.
Robinson	Moore (Woodruff)

In the affirmative	68
In the Negative	None
Not Voting	25
	93.

So the Bill was passed.

By unanimous consent

Mr Little was granted leave to introduce the following petition from Merchants and Citizens of Little Rock,

To the Honorable.
The Legislature of
the State of Arkansas.

The undersigned merchants of the City of Little Rock, who during the "Brooks Rebellion" furnished goods and supplies to the legal government of the State of Arkansas, and for which goods and supplies we have as yet received no pay, notwithstanding we have had the assurance of the late Executive of the payment in full in currency of our claims, do hereby petition for the appointment of a Committee from your honorable body, to act and report upon our claims with a view to their final adjustment.

Miller & Penzel Shuve & Poage

Geyer & Pollard
Reichardt & Eicholz
Probst & Hilb
Ober & Bros.
Jones McDowell & Co.
Dowdle Gibson & Co
Cole & Dow
C. Minkwitz
A. S. Jerkes.
J. C. Morrison

Les Pollock & Co
Henry Weibold
S. L. Griffith
D. Bender
McAlmont & Gibson
Charles & Pfeifer
Simmons & Co

On motion of Mr Judkins the petition was ordered referred to Committee on memorials with request that they report as early as practicable

On motion of Mr Kerr.

The House then passed to the consideration of
S. 188 Senate Bill (S. B. 188) "An Act to fix the compensation of Assessors.

Bill was read a first time.

On Motion of Mr Kerr, by unanimous consent. the rules were suspended and the bill read a second time.

Mr Kerr moved that the bill be referred to the Committee on Ways & Means

Mr Judkins moved that the bill be made the special order for the first Monday in January 1876.

On motion of Mr Weir

The Hon. J. J. W. Dillar of Drew County was admitted to a seat within the bar of the House.

The question recurring on the motion of Mr Judkins to make the bill the special order for 1st Monday in January 1876-

Mr Judkins withdrew his motion.

The question recurring on Mr Kerr's motion to refer the bill to the Committee on ways & means with the request that the Committee report at an early day

It was agreed to.

The Hour of 10 a.m. having arrived the House passed to the consideration of the special order for that time - H.208. being the consideration of H. R. No. 208. "an Act entitled an act to regulate the sale of School Lands.

Bill Read 3rd time and

On motion of Mr Kerr the bill was placed on its passage.

The question being put Shall the Bill pass?

It was decided in the negative.

Those voting in the affirmative were

Baird	Little
Bove	Love
Bradford	Miller
Bragg.	Morgan.
Browning	Moore (Carroll)
Casey	Moore (Woodruff)
Cochran	Orr.
Cluck	Poe.
Coffey	Robinson (Desha)
Dodson. (Newton)	Ruddle
Durham	Slaughter
Flippin	Wall
Fulton	Weir.
Gardner.	Wells (Drew)
Green	Wildbirger
Greig.	Williams
	Mr Speaker.

Those who voted in the negative were

Anderson (Craighead)	Davis
Anderson (Howard)	Grissom
Barrett	Hannah
Bragg	Headlee
Burns	Hill (Calhoun)
Chaney.	Hill (Jefferson)
Cleveland	Jones
Coleman	Judkins
Copeland	Kerr.

Maxwell		Sharpe		
McConnell		Shinn		
Moore	(Union)	Spangler		
Patton		Taylor		
Polk		Trimble		
Rice		Venable		
Rumph		Wells	(White)	
Sadler		Wolf		
Sanders				

In the affirmative: 32
In the Negative 35
Not voting. 26
93

So the bill was not passed.

Under suspension of the rules by unanimous consent.

H.R. 209. Mr Judkins introduced House Report No. 209 an act entitled an "Act to reimburse persons for moneys erroneously paid into the State Treasury on account of permanent school fund in certain cases."

Bill was read a first time,

The rules were further suspended and the bill read a 2nd time, and ordered engrossed, and made the special order of 3.30 PM on Monday March 1st. 1875.

H. 210 Mr Kerr by unanimous consent introduced (H.R. 210) an "Act to repeal Section (2983) of Chapter 57 of Gantts Digest."

Bill was read a first time. and

On motion of Mr Kerr, the rules were further suspended & the bill read a second time. and

On Motion of Mr Kerr the bill was ordered to be engrossed and made Special order for Tuesday March 2nd 1875. at 10 o'clock A.M.

A Message from the Senate by Col Jacob Trotch Asst. Secretary.

Senate Chamber
Feb 26. 1875

Mr Speaker:

I am instructed by the Senate to inform your Honorable body of the passage by the Senate
S. 124 of S. B. # 124 entitled "a Bill to be entitled "an act for the relief of purchasers of swamp lands" and herewith respectfully submit the same.

Jacob Frolich
Asst Secretary.

Senate Chamber.
Feb. 26. 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate
H. 43 of H. B # 43. entitled an act to authorize the several counties in this State to fund their outstanding indebtedness.

H 31 Also H. B. # 31. "An act to provide for the building of Bridges on the public roads of the State."

H 123 Also H B. # 123 "An act for the government of County Jails and Poor Houses." with the following amendment. Sec. 3. line 11. and 12. strike out "the county physician," and in lieu thereof "a practising Physician in good standing, and herewith respectfully return the same.

Jacob Frolich
asst Secretary.

Mr Davis by permission sent up several reports.

Mr Wells of Drew made the following report which was received and read.

Mr Speaker:-

H. 133. The Committee on Judiciary to whom was referred H. R. No. 133, an act entitled "an act to protect the owners of land lying on the margin of navigable streams in this State and fixing a penalty on traders for trespassing upon the same," beg leave to state they have had the same under consideration, and herewith respectfully return the same with a recommendation that it do not pass, but herewith submit a substitute and recommend that it pass

in lieu of the original bill.

All of which is respectfully submitted.

Wells of Drew.
Chairman.

H-133 The Substitute Bill (Sub. H. R. 133) "An Act to license and regulate trading on the navigable streams in this State."

Was read a first time.

Mr Davis moved that the substitute bill be adopted.

Which was agreed to.

By unanimous consent the rules were suspended, and the Bill was read a second time, and

Mr Davis Moved that the bill be made the S. O. for 4 P.M. Monday March 1st. 1875.

Mr Patton moved that the bill be indefinitely postponed.

After debate.

It was not agreed to.

Mr Judkins offered the following amendment.

In Section 3. Strike out "Six" and insert "twelve".

which was agreed to.

Then on motion of Mr Davis the bill was ordered engrossed and made the special order for 4. P.M. March 1st. 1875.

On motion of Mr Slaughter. Mr Little was granted leave until Monday March 1st. at 2:30 P. M.

Mr Rice, Chairman on Committee on enrolled Bills made the following report which was received and read.

Mr Speaker:

The committee on Enrolled Bills, to whom

H 198 was referred H R No. 198. an act entitled "an Act to prevent the sale of alcoholic or vinous liquors within a distance of two miles of the site of Judson University." White County Arkansas.

H 117. Also. H. R No. 117. entitled "An Act to authorize Counties, Cities and Towns to call in their outstanding warrants, scrip or other evidences of indebtedness for cancellation and issue re-spectfully beg leave to report after carefully examining the same, find said Bills correctly enrolled.

Rice. Chairman.

Mr Weir. Committee on Engrossed Bills, made the following report:

Mr Speaker:

Your Committee on engrossed bills have

H. 157. had under consideration H R No. 151 an act entitled "An Act granting Toll Bridges and Turn Pike [illegible]

" 154 Also House Report No. 154. "An Act to define the line between Prairie and Lonoke Counties, and for other purposes". and find said Bills correctly engrossed

Respectfully submitted.
W H Weir
Chairman

The Report of the Committee was received.

Mr Wells of White, by unanimous consent

" 211 introduced (H R No. 211.) "An Act to prohibit the sale of ardent spirits within two miles of Elpass. White County, Ark." with certain petitions of Citizens and Ladies of white County.

The Bill was read a first time.

Mr Wildberger moved that the bill be indefinitely postponed. After debate:-

Mr Wildberger withdrew his motion.

The rules by unanimous consent were then suspended and the bill read a second time.

and

On motion of Mr Wells of White, the Bill was made special order for 11.20 am. Tuesday March 2. 1875.

S 185

The hour of 11 a.m. having arrived the House passed to the consideration of the special order for that hour, being the consideration of Senate Bill (S. 185) "An Act to amend Section one of an act to protect levees of Mississippi County from injury from wagons and other vehicles."

The bill was read a third time. and placed on its passage.

The question being put,

Shall the Bill pass.?

It was decided in the affirmative.

Those voting in the affirmative were:

Anderson (of Howard)
Baird
Barrett
Broe
Boston
Bradford
Bragg.
Bilfght
Casey.
Cochran
Cleveland
Cluck
Davis
Dodson (Newton)
Durham
Flippin
Foster
Fulton
Green.
Grissom.
Hannah.
Hill (of Calhoun)
Hoover
Humphreys.
Maxwell
Miller
Morgan.
Moore (of Union)
Moore (" Woodruff)
Orr.
Patton
Poe.
Powell
Rice
Rhea
Robinson (of Desha)
Ruddle
Russell
Sadler
Sharpe
Shinn
Slaughter
Trimble
Venable
Wall
Wells (of White.)
Wildberger
Williams
Wolf
Mr Speaker.
Jones.

Those who voted in the negative were:

Hill (of Jefferson)
Judkins
Kerr.
McConnell
Moore (of Carroll)
Spangler.

In the affirmative:- 51.
In the negative:- 6.
Not voting:- 26.
93

So the bill was passed.

The House passed to the consideration of the further Special order for this hour being the consideration of (H.R. 151) "An act granting toll-bridges and turn-pikes privileges."

H 151.

The Bill was read the 3rd time and placed on its passage.

The question being put

Shall the bill pass.

It was decided in the affirmative

Those voting in the affirmative were:-

Anderson (of Howard)
Baird.
Barrett
Bradford
Bragg.
Bright
Burns
Carey.
Cochran
Copeland
Davis
Dodson (of Newton)
Durham
Flippin
Foster.
Fulton
Green
Grissom
Hannah
Hoover
Humphrey.
Maxwell
Moore (of Union)
Orr.
Poe.
Rice
Robinson (of Desha)
Ruddle.
Sadler
Sharpe
Shinn
Slaughter
Spangler
Venable
Wall
Wildberger
Williams
Mr Speaker.

In the negative were:

Judkins
Kerr
McConnell
Morgan
Moore (of Carroll)
Moore (of Woodruff)
Patton.
Powell
Trimble
Wolf

In the affirmative 38.
In the negative 10
Not voting: 35
93.

So the bill was passed.

Message from the Senate by Col. Jacob Troleck Asst. Secretary.

Senate Chamber.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of House Bill No. 27. entitled "An act to regulate the labor system, with the following amendments thereto, as follows:—

H. 27.

Amend Sec 1. by inserting in the 1st line after the word "laborers" the words "or employers"

Amend Sec. 3. by adding the following proviso at the end of the section.

"Provided that nothing in this section shall be construed as forbidding the laborer from mortgaging so much of his crop for necessary supplies, as may be equal to his interest therein, at the time, if the employer having contracted to furnish such supplies fails or refuses so to do; and the interest of the laborer in the product of his labor, shall at all times be held to be for this purpose, in the first proportion to the amount which would be due at the expiration of the term of service, which the time past of such term bears to the full term of such service—

Sec 4. Be it further enacted, that for the purpose of giving notice of the existence of the lien herein provided for, a copy of said contract in writing shall be filed in the Recorder's office of the proper County, and such filing shall be a sufficient notice of the existence of such lien, and no third party shall be prejudiced by the existence of such lien nor in any manner liable under the provisions of this act, unless a copy of this contract is filed in the Recorder's office, as above provided. The Recorder or Ex-officio Recorder, shall keep in a suitable book a convenient index of all such contracts filed in his office, showing the names of parties, the date of

filing, the date of contract, and the time when the lien will expire;- for which he shall receive fifty cents for each filing."

And herewith respectfully returns the same.

Jacob Frolick
Asst. Secretary.

The House then proceeded to the consideration of the Special order for 11.30. a.m. being the consideration of House Report (H. R. 154.) "An act to define the lines between Lowndes and Prairie County.

H 154.

Mr Boone moved that the Bill be postponed until the 10th day of November next.

Mr Poe. moved a call of the House. not agreed to. After debate-

The question recurring on the motion of Mr Boone to postpone the bill, until the 10th day of November next.

Mr Patton moved the previous question. which was seconded, and under the operation thereof the motion to postpone was agreed to. Then

On Motion of Mr Robinson of Dekalb the House at 12 o'clock and 10 minutes P.M. took a recess until 2 o'clock and 30 minutes. P.M.

After the Recess.
2. o'clock 30 Minutes P.M.

The House met pursuant to adjournment

The roll was called and the following named members answered to their names:

Anderson (of Caighead)	Bright
Anderson (Howard)	Browning
Arendt.	Burns.
Baird	Casey.
Barrett	Cochran
Boone	Chaney
Bostick	Cleveland
Boston	Cluck
Bradford	Coffey
Bragg.	Coleman

Collins
Copeland
Davis
Dodson (Newton)
Durham
Flippin
Foster
Fulton
Gardner
Gillis
Green
Greig.
Gibson
Hannah
Hill (Calhoun)
Hill (Jefferson)
Hoover
Humphrey
Jones
Judkins
Kerr.
Little
Love
Martin
Maxwell
McConnell
Miller
Morgan
Moore (of Carroll)
Moore (of Union)
Moore (of Woodruff)
Orr.
Patton
Poe
Polk
Powell
Rice
Rhea
Robinson
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Smyers
Spangler
Taylor
Thimble
Venable
Wall
Weir
Wells (of Drew)
Wells (of White)
Wildburger
Williams
Wolf
Mr Speaker.

On Motion of Mr Browning, Mr Gillis was excused for the balance of the session from answering to his name on the calling of the roll each morning.

On Motion of Mr Chaney. Leave of absence was granted Mr Orr, from Monday March 1st to Friday March 5th 1875.

S 215 On motion of Mr Browning the House passed to the consideration of the Bill of the Senate (S. 215) entitled "an act to permit the sale or giving wines or spirituous liquors within three miles of any academy, college or University in this State."

Which was read a second time. Mr Judkins submitted the following amendment.

Mr Speaker.

I move to strike out all after the enacting clause and insert the following:

Sec 1. From and after the first day of January 1876- it shall be unlawful for any person or persons to sell as a beverage any vinous or arden spirits within this State.

Sec 2. In no case shall any vinous or arden spirits be sold within this State, except upon a certificate of some practising Physician, which certificate shall specify that such vinous or arden spirits is necessary as a medicine for and cannot be dispenced with by the party to whom such certificate is given.

Sec 3. Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding five hundred dollars.

Sec 4. All laws in conflict with this act are hereby repealed and this act shall take effect and be in force from and after the first day of January 1876.

Mr Wildberger moved that the amendment lie on the table.

Pending the consideration of the motion

Mr Rice, from the Committee on Enrolled bills, submitted the following report which was received and read. Viz:

Mr Speaker:-

H.B. 198. The Bill of the House No. 198, an act entitled An Act to prevent the sale of alcoholic or vinous liquors within a distance of two miles of the site of Jackson University White County Arkansas.

H.B. 117. Also, H.B. No. 117. an act entitled "An Act to authorize Counties, Cities and Towns, to call in their outstanding warrants, scrip or other evidences of indebtedness for cancellation and reissue, respectfully beg leave to report the same, having been signed by the proper officers were, on the 27th day of Feby 1875 delivered to his Excellency, the Governor for his action thereon.

J. A. Rice.
Chairman

A message from his Excellency the Governor by Mr C. H. Wood his Private Secretary, who by unanimous consent read the same as follows:

Executive Office,
Little Rock, Ark.
Febru. 27th 1875.

To the Hon. Speaker of the
House of Representatives and
the Members thereof.

Gentlemen:

H.117 I have approved and signed House Bill No. 117, An act to authorize Counties, Cities and incorporated towns to call in their outstanding warrants, scrip or other evidences of indebtedness for cancellation and reissue.

H.198 Also House Bill No. 198. An Act to prevent the sale of Alcoholic spirits or vinous liquors within a distance of two miles of the site of "Judson University" White County. and I herewith return the same

Very Respectfully.
A. H. Garland Governor.

By unanimous consent Mr Humphrey submitted the following motion, which was seconded and adopted Viz:

Mr Speaker:

The Matter of the State of Arkansas vs Henry Phillips et al, is now being heard in the Justices Court of this City, the defendant being charged with having forged a pricy certificate purporting to have been issued by the officers of the House. The prosecuting Atty. of this District is absent, and I move that Mr Dickson of Little Rock be appointed by the House to prosecute the case which was agreed to.

On motion of Mr Judkins. Mr Colburn was appointed to assist in the prosecution which was agreed to.

The House resumed consideration of the Bill S.215 of the Senate (S. 215) entitled "An Act to prevent the sale or giving of vinous or spiritious liquors within 3 miles of any academy, College or University in this State," together with the pending motion, that the amendment offered by Mr Judkins lie on the table.

Mr Benning moved the previous question, which was seconded and the main question ordered Viz:- Shall the amendment lie on the table:

Mr Judkins asked for the Yeas and Nays.

The question being put.
It was decided in the affirmative.

The yeas and nays being desired by five members.

Those who voted in the affirmative were.

Anderson (of Craighead)	Green
Anderson (of Howard)	Hannah
Arra	Headlee
Barrett	Hill (of Calhoun)
Bone	Humphreys
Boulon	Love
Bragg.	Patton
Bright	Rice
Browning	Robinson (of Desha)
Burns	Rumph
Casey.	Shinn
Chaney	Spraugle
Cleveland	Thimble
Cluck	Venable
Coffey.	Wall
Flippin	Weir
Foster	Wells (of Drew)
Fulton	Wildberger
Gardner	Williams
	Wolf.

Those who voted in the negative were

Baird	Moore (of Union)
Davis	Moore (of Woodruff)
Dodson (Newton)	Poe
Hill (of Jefferson)	Powell
Hoover	Rhea
Jones	Russell
Judkins	Sanders
Kerr.	Sharpe
McConnell	Slaughter
Morgan	Taylor
Moore (of Carroll)	Wells (of White)

In the affirmative	37
In the negative	22
Not Voting:	32
	93

The amendment was laid on the table.

Mr Judkins moved that the further consideration of the bill be indefinitely postponed.

Which was not agreed to.

On motion of Mr Grimble, the rules were suspended by unanimous consent, and

The bill was read a third time, and placed upon its passage.

Before the roll was called

Mr Sharpe, by unanimous Consent introduced the following Amendment.

"Provided this Act shall not be construed so as to apply to private citizens at their dwellings who are not, or may hereafter be engaged in the sale or traffic of spirituous liquors of any kind"

Mr Wildberger moved that the amendment be laid on the table.

Mr Avery moved the previous question on the motion to table the amendment

Which was agreed to.

The amendment was laid on the table.

Mr Rice introduced the following Amendment. Engrossed Rider.

"Provided no prescription shall be necessary to procure spirits for sacramental purposes."

Not agreed to.

The question recurred on the passage of the bill.

The question being put.

Shall the Bill pass?

It was decided in the affirmative

Those who voted in the affirmative were:-

Anderson (Craighead)
Anderson (Howard)
Barrett
Bone
Bradford
Bragg.
Bright
Browning
Carey.
Chaney
Coffey.
Coleman
Davis.
Dodson (Newton)
Fliphrin
Fulton.
Gardner
Grissom
Hannah.
Hill (Calhoun)
Hoover
Humphrey
Jones
Miller
Moore (Carroll)
Moore (Clinton)
Patton
Poe
Powell
Rice
Rhea
Rumph
Russell
Shinn
Shanglin
Taylor
Trimble
Venable
Wall
Weir
Wells (Drew)
Wells (White)
Wildburger
Williams
Wolf.

Those who voted in the negative were:-

Avera
Baird
Burns
Cleveland
Cluck
Fosten
Green
Headley
Hill (of Jefferson)
Judkins
Kerr
Maxwell
McConnell
Morgan
Moore (Woodruff)
Robinson (Deshea)
Sanders
Sharpe
Slaughter

In the affirmative	45
In the negative	19
Not voting	29
	93

So the Bill was passed.

Mr Cleveland, when his name was called, asked

leave to send to the Clerks table the following explanation of his vote:—

Mr Speaker:

I vote noe because I believe the bill to be unconstitutional, because it savors of the old yankee main liquor law— because it prohibits our people from engaging in a trade that has never been prohibited in any State outside of arrogant New England.

By unanimous consent Mr Slaughter Chairman of Committee of ways and means introduced (H. B. No. 212) an act making appropriations for the expense of the Executive, Legislative and Judicial Departments of the State.

The bill was read a first time.

By unanimous consent, under a suspension of the rules

The bill was read a second time
And
On motion of Mr Flippin was made the special order 10 o'clock A. M. in the Committee of the whole House on Monday March 1st 1875.

By unanimous consent Mr Headlee gave notice that he would move to reconsider the vote by which the House refused to pass the bill of the House (H R 208) entitled an act to regulate the sale of School Lands.

H. 208

By unanimous consent,
On Motion of Mr Judkins
The House passed to the consideration of the special order set for 2 o'clock and 30 minutes P.M. being the consideration of the bill of the House (H R 203) entitled an act.....

Which was read a third time and placed upon its passage.

The question being put, Shall the bill pass?

It was decided in the affirmative ayes.

Those who voted in the affirmative were

Avera
Baird
Barrett
Booe.
Bradford
Bragg.
Bright
Browning
Burns
Casey
Cochran
Cleveland
Cluck
Coffey
Coleman
Collins.
Davis
Dodson
Durham
Elkins
Foster
Fulton
Gardner
Green
Grissom
Hannah
Headlee.
Williams,
Hill (Calhoun)
Humphrey
Jones
Judkins
McConnell
Morgan
Moore (Carroll)
Moore (Lincoln)
Moore (Woodruff)
Orr
Patton
Poe
Powell
Rice
Robinson (of Desha)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Trimble
Wall
Weir
Wells (of Drew)
Wolf
Mr. Speaker

Those who voted in the negative were.

Boston
Maxwell
Miller
Shaugher.

In the affirmative: 58
In the Negative: 4
Not Voting: 31
93

So the bill was passed.

By unanimous consent, on motion of Mr Wells of Drew,
The House passed to the consideration of the bill of the Senate (S. 205.) entitled An act

Which was read a first time.
By unanimous consent, under a suspension of the rules
The bill was read a second time.
And
Was made the Special Order for 12 o'clock m. of Monday March 1st. 1875.

Mr Collins in accordance with previous notice moved to reconsider the vote by which the House laid on the table the motion to provide for the printing of five hundred copies of the Bill of the House (H. R 123) entitled an act to provide for the incorporation organization and government of municipal Corporations.

H. 23.

Which was not agreed to.

A message from the Senate by Mr Calloway their Assistant Secretary. Viz:

Senate Chamber
Feby 27 1875.

Mr Speaker:

I am instructed by the Senate to inform your Honorable body of the passage by the Senate of Senate Bill No 222. a substitute for House bill No. 84. entitled A Bill to be entitled An Act to provide for deficiencies of payment of expense of State guards called in to active service by Governor Elisha Baxter in the year 1874 and of the extraordinary session of the General Assembly held in that year, and herewith respectfully submit the same and return the original bill.

S 222
H 84

Thomas W Newton
Secretary.

On motion of Mr Flippin
The House at 4 o'clock and 30 minutes P.M. adjourned.

J. W. Fennerding
Clerk

A. A. Pennington
Speaker

Note The Proceedings of March 1st 1875. omitted here and transcribed in Book 4. commencing on page 43.
C. C. Reid Jr. 1st Asst Clerk

Tuesday Morning March 2nd 1875.

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names.

Anderson	(Baighead)	Dodson (Newton)	Robinson of Decha
Anderson	(Howard)	Dodson (Randolph)	Robinson of Monroe
Avera		Durham	Rudelle
Baird		Flippin	Rumph
Barrett		Foster	Sadler
Bove		Fulton	Sanders
Boston		Gardner	Sharpe
Bradford		Gillis	Slaughter
Bragg		Green	Taylor
Bright		Greig	Trimble
Browning		Grissom	Venable
Burns		Hannah	Walk
Casey		Headlee	Weir
Cochran		Hill (Calhoun)	Wells (of Dew)
Chaney		Hill (Jefferson)	Wells (of White)
Cleveland		Hoover	Wildberger
Clack		Humphrey	Williams
Coleman		Jones	Wolf
Collins		Judkins	The Speaker
Copeland		Kerr	
Davis		Little	
Martin		Love	
Maxwell		McConnell	
Miller		Morgan	
Moore	(Carroll)	Norwood	
Moore	(Union)	Patton	
Moore	(Woodruff)	Poe	
Rice		Polk	
Rhea		Powell	

Mr Bradford was excused on account of sickness

A quorum of the House present.

Prayer by the Rev. A. R Winfield

The Journal of the preceding day was then read and approved

On motion of Mr Russell. Mr Greig was granted leave of absence until the 5th of March.

On motion of Mr Patton.

S.210 The House by unanimous consent proceeded to the consideration of (S. 210) "An Act to appropriate ten thousand dollars for the benefit of the Arkansas Industrial University and for other purposes."

The House resolved itself into committee of the whole House for the further consideration of the bill.

Mr Slaughter of Lee in the Chair.

After some time spent therein.

The Speaker resumed the Chair

The Committee rose at 9 45 o'clock and

Mr H.P. Slaughter Chairman made the following report.

Mr Speaker:-

The House acting as a Committee of the whole, have had under consideration the bill entitled "An Act to appropriate ten thousand dollars for the benefit of the Arkansas Industrial University and for other purposes." being S.B. No. 210. and have instructed me to report the bill back to the House with the recommendation that it do pass.

All of which is respectfully submitted.

H.P. Slaughter.
Chairman.

Mr Judkins moved that the bill be laid on the table. Not agreed to.

Then on motion of Mr Patton the report of the Committee was adopted

On Motion of Mr Dodson of Newton, the Bill was read a third time and placed on its passage.

The question being put. Shall the bill pass?

It was decided in the negative.

Those who voted in the affirmative were

Barrell
Booe
Bright
Black
Coffey
Coleman
Davis
Dodson (Newton)
Dodson (Randolph)
Durham
Foster
Grisson
Hannah
Hoover
Humphrey.
Jones
Kerr
Little
McConnell
Morgan
Patton
Rice
Ruddle
Sadler
Sanders
Venable
Weir
Wells (of Drew)
Williams

Those who voted in the negative were

Anderson (Caldwell)
Anderson (Howard)
Avera
Baird
Bragg.
Browning
Burns
Casey
Cochran
Chaney
Cleveland
Flippin
Gardner
Green
Headlee
Judkins
Love
Maxwell
Miller
Moore (Caswell)
Moore (Lincoln)
Moore (Woodruff)
Norwood
Poe
Polk
Powell
Robinson (Desha
Robinson (Monroe)
Russell
Sharpe
Slaughter
Taylor
Trimble
Wall
Wildburger
Wolf
Mr Speaker

In the affirmative	29.
In the negative	37
Not Voting:	27
	93.

So the bill was not passed.

A Message from the Governor A. H. Garland by Col C. H. Wood, private Secretary who by unanimous consent read the same.

Executive Office.
Little Rock, March 2nd 1875.

To the Hon. Speaker of the
House of Representatives and
the members thereof.

Gentlemen.

I have approved
H 131 and signed House Bill No. 131 "an Act to establish the law of forcible entry and detainer and repealing Section 2932 to end of Section 2950. inclusive of Gaults Digest, and herewith return the the same.

Very Respectfully.
A H Garland. Governor.

The hour of 10 a.m. having arrived the House passed to the consideration of the Special order set for
H. 213 that hour, being the consideration of the (H.B. 213) "An Act to provide for the representation of the State of Arkansas at the exhibition to be held at Philadelphia on the one hundredth anniversary of National Independence"

On motion of Mr Humphrey the House resolved itself into committee of the whole, House, for the further consideration of the bill.

Mr Patton of Washington in the Chair.

Pending the consideration of the bill

The Speaker resuming the Chair for that purpose.

A Message from the Senate by Col. Calloway Asst. Secretary.

Senate Chamber.
March 2. 1875

Mr Speaker:-

I am instructed by the Senate to inform your
S. 231. honorable body of the passage by the Senate of Senate Bill No 231. entitled an act to fix the time of holding the Circuit Courts in the several Counties composing the 9th Judicial Circuit of the State of Arkansas, and for other purposes, and herewith respectfully submit the same

Thomas W. Newton
Secretary

A further Message:

Senate Chamber
March 1st 1895

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the non-concurrence by the Senate in the amendments by the House to Senate
S 138. Bill 138. entitled, "An act to amend the Revenue Laws of the State." and to ask that your House do recede from said amendments. and herewith respectfully return the same

Thomas W. Newton
Secretary.

A further message.

Senate Chamber
March 1st 1895.

Mr Speaker:

I am instructed by the Senate to inform your honorable body that the Senate has receded from its amendment to the House proviso to Section 3. and has concurred in the amendment as it was originally reported by the House. to Senate Bill
S 128. No. 128. Entitled "An Act to provide for the locating and changing of County seats."

Respectfully
Thomas W. Newton
Secretary.

After some time spent in considering the bill

The Speaker resumed the Chair.

The Committee rose at 10.15 oclock and Mr J. J. Patten Chairman made the following report:-

Mr Speaker:

The House acting as a Committee of the whole have had under consideration the bill entitled An Act to provide for the representation of the State of Arkansas at the exhibition to be held at Philadelphia on the one hundredth anniversary
H. 213 of National Independence, being H. R. No. 213. and have instructed me to report the bill back to the House and recommend its passage

All of which is respectfully submitted

J. J. Patten Chairman

On Motion of Mr Judkins the report of the Committee was received.

On motion of Mr Fleppin the bill was read a third time and placed on its passage.

The question being put.

Shall the Bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were:-

Anderson (Craighead)
Anderson (Howard)
Avera
Baird
Barrett.
Bragg
Bright
Browning
Binns.
Casey
Cochran
Chaney
Cleveland
Cleek
Coffey.
Coleman
Collins
Davis
Dodson (Newton)
Dodson (Randolph)
Durham
Fleppin
Foster.
Fulton
Gardner
Green
Hannah
Headlee
Hill (Jefferson)
Hoover
Humphrey
Jones
Judkins
Kerr.
Little
Love
Maxwell
McConnell
Miller
Morgan
Moore (Union)
Moore (Woodruff)
Norwood
Patton
Polk
Powell
Rice
Robinson (Desha)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Slaughter
Taylor
Wall
Weir
Wells (Drew)
Wells (White)
Wildberger
Williams
Mr Speaker

37

Those who voted in the negative were
Coe. Robinson (Monroe) Trimble - Venable - Wolf.

In the affirmative	63
In the Negative	5
Not voting:-	25
	93.

So the Bill was passed.

Mr Bragg of Ashley moved to reconsider the vote by which the House rejected S. B. 210.
S. 210. An act to appropriate ten thousand dollars for the benefit of the Arkansas Industrial University, and for other purposes."

On motion of Mr Kerr the further consideration of the motion to reconsider be postponed until 10 a'm. to-morrow.

On motion of Mr Durham (the House passed to the consideration of Senate (S. 219) "An act
S. 219. to define and declare the true intent and meaning of Sections 2696 to 2700 inclusive of Gantts Digest."

The Bill was read a first time.
And
Under the suspension of the rules the bill was read the 2d. time.
And
On motion of Mr Durham made S. C. for 10.30 a.m on the morrow.

Mr Weir. Chairman of the Committee on engrossed Bills, made the following report:

Mr Speaker:-
Your Committee on Engrossed Bills have had under consideration H. R. No. 209. "An
H. 209 Act entitled "An Act to reimburse persons for money erroneously paid into the State Treasury upon account of the permanent School Fund in Certain cases."
Also H R No. 133. "An act to license
H 133 and regulate trading on the navigable streams of this State."

H 210. "Also. H.R. 210. An act to repeal Sections 2783 of Chapter 57 of Gantts Digest"

Also H.R 211. "An

H. 211. act to prohibit the sale of Ardent spirits within two miles of Elpasso White County Arkansas" and fund said Bills correctly engrossed

Respectfully submitted

W H Weir

Chairman

The report of the Committee was received.

On motion of Mr Sadler, by unanimous consent the

S.B 139 House passed to the consideration of (S.B. 139) "An Act fixing the price of State lands and for other purposes."

The Bill was read a first time.

There on motion of Mr Sadler, the rules were further suspended by unanimous consent and the Bill read a second time.

On motion of Mr Browning the Bill was referred to a Select Committee of three, with instructions to report at 11.45 A.M. on the morrow.

The hour of 10.30. having arrived the House passed

S.J.R 27 to the special order for that time being the consideration of Senate Joint Resolution (S.J.R. 27) authorizing the Governor to make a quit-claim deed to T.J. Churchill for certain property in Little Rock."

The Bill was read the third time and placed on its passage.

The question being put-

Shall the bill pass?

It was decided in the affirmative

Those voting in the affirmative were-

Anderson (Craighead)	Barrett
Anderson (Howard)	Boone
Avera	Boston
Baird	Bragg

Bright	Millar
Browning	Morgan
Casey	Moore (Carroll)
Cochran	Moore (Lincoln)
Chaney	Moore (Woodruff)
Cleveland	Norwood
Cluck	Patton
Coffey	Pace
Coleman	Pack
Collins	Powell
Davis	Rice
Dodson (Newton)	Robinson (Desha)
Dodson (Randolph)	Robinson (Monroe)
Flippin	Ruddle
Foster.	Rumph
Fulton	Russell
Gardner	Sharpe
Green	Slaughter
Grissom	Taylor
Hannah	Trimble
Hoover	Venable
Humphrey	Wall
Jones	Wells (Drew)
Judkins	Wildberger
Kerr.	Williams
Little	Wolf
Maxwell	Mr Speaker.
McConnell	

In the affirmative	61
In the Negative	None
Not Voting:	32
	93.

In the Senate Joint Resolution was passed

The Speaker announced the following special Committee on (S. B. 139.) "an act entitled an act fixing the price of State lands and for other purposes"

S.B. 139

Committee

Browning Sadler Robinson (of Monroe)

By unanimous consent the House passed to the consideration of Senate Substitute to H.R. 157. An act to provide for the support of the Arkansas Institute for the Education of the Blind.

H. 157

The Bill was read a first time.

On motion of Mr Flippin, by unanimous consent the rules were further suspended and the Bill was read 2d time.

And made special order for tomorrow in Committee of the whole House at 11 a.m. on the morrow.

The hour of 11. a.m. having arrived, the House passed to the consideration of the special order for that hour being the consideration of the Senate amendments to H. R. 27 "An Act to regulate the labor system of this State. H.27

The Senate amendments were read a third time and placed on their passage.

The question being put, Shall the Senate amendments pass.?

It was decided in the affirmative

Those who voted in the affirmative were:-

Anderson (Caighead)	Fulton
Anderson (Howard)	Green
Avera	Grissom
Baird	Hannah
Barrett	Headlee
Boaz.	Hill (Calhoun)
Bragg	Hill (Jefferson
Bright	Hoover
Browning	Humphrey
Burns	Jones
Casey	Judkins
Cochran	Little
Cleveland	Love
Cluck	Maxwell
Coffey	McConnell
Culberson	Morgan
Collins	Moore. (Cowell)
Davis	Moore (Union)
Dodson (Newton)	Moore (Woodruff)
Dodson Randolph	Patton
Durham	Poe.
Flippin	Powell
Foster	Rice
Frazier	Robinson (Monroe)
Fuller.	Ruddle

Rumph — Venable
Russell — Wall
Sanders — Weir (C)
Sharpe — Wells (Drew)
Slaughter — Wells (White)
Taylor — Wildberger
Trimble — Williams
Wolf — Mr Speaker

Those voting in the negative were.

Coleman – Grissom – Polk – Robinson (Desha)

In the affirmative 64
In the Negative 4
Not voting: 25
93

So the amendments were passed.

H.J.R 33. On motion of Mr Anderson of Creighead by unanimous consent the House took up "Senate Joint Resolution No 33" authorizing the publication of the acts of the General Assembly."

The Joint Resolution was read the 3d time and placed on its passage.

The question being put.

Shall the Joint Resolution pass?

It was divided in the affirmative.

Those who voted in the affirmative were:

Anderson (Creighead) — Cochran
Anderson (Howard) — Cluck
Avera — Coffee
Baird — Coleman
Baker — Collins
Barrett — Davis
Bone — Dodson (Newton)
Boston — Dunham
Bragg — Flippin
Bright — Foster
Browning — Fulton
Burns — Green
Casey — Grissom

Hannah
Headley
Hoover
Humphrey
Jones
Judkins
Kerr
Little
Love
McClelland
McConnell
McRae
Morgan
Moore (Carroll)
Moore (Union)
Moore (Woodruff)
Patton
Poe
Polk
Powell
Williams

Rice
Robinson (Desha)
Robinson (Mississippi)
Ruddle
Rumph
Russell
Sanders
Sharpe
Slaughter
Smyers
Spangler
Taylor
Trimble
Venable
Wall
Wann
Weir
Wells (Dreco)
Wells (White)
Wildburger
Wolf
Mr Speaker

Voting in the negative. Mr Maxwell.

In the affirmative: 61
In the Negative 1
Not voting 31
93

So the Joint Resolution was passed.

Under head of unfinished business. the House passed to the consideration of (S.143) "An Act to repeal Sec 1512. 1513. 1514 and 1515. Chapter 42 of Pratts Digest. S.143

The Bill was read a third time and placed on its passage.

The question being put, Shall the bill pass.?

It was decided in the negative.

Those who voted in the affirmative were.

Avara
Barrett
Bove
Bragg.
Bright
Chaney
Collins
Davis

Dodson (Randolph)
Dulton
Hoover
Humphrey
Judkins
Little
McConnell
Morgan
Moore (Woodruff)
Patton
Pace
Robinson (Desha)
Ruddle
Rumph
Sadler
Trimble
Wall
Wells (Dent)
Williams
Wolf.

Those who voted in the negative were.

Anderson (Craighead)
Anderson (Howard)
Baird
Boston
Browning
Burns
Casey
Cochran
Cluck
Coffey
Coleman
Dodson (Newton)
Flippin
Foster
Gardner
Hannah
Headlee
Jones
Love
Maxwell
Miller
Polk
Powell
Rice
Robinson (Monroe)
Russell
Sanders
Sharpe
Slaughter
Taylor
Venable
Weir
Wells (White)
Wildberger
Mr Speaker.

In the affirmative 28
In the negative 36
Not voting: 29.
93

So the Bill was not passed.

H. 211

On Motion of Mr Wells of White, by unanimous consent, the House passed to the consideration of (H. B 211) "An Act to prohibit the sale of ardent spirits within two miles of the town of Espana, White County Ark's"

On motion of Mr Wells of White, the bill was read a third time and placed on its passage.

Pending which the Clerk by order of the

read the petition, notice and also protest of the Citizens immediately interested

Mr Judkins moved that the bill be indefinitely postponed which was not agreed to.

On motion of Mr Browning. the bill was read a third time and placed on its passage.

The question being put. Shall the bill pass.?

It was decided in the affirmative.

Those who voted in the affirmative were:

Anderson (Craighead)	Judkins	
Anderson (Howard)	Love	
Avera	Maxwell	
Baird	Miller	
Barrett	Moore	(Woodruff)
Bono	Patton	
Boston	Poe	
Bragg	Polk	
Bright	Powell	
Browning	Robinson	(Lecha)
Burns	Robinson	(Monroe)
Casey	Ruddle	
Cochran	Rumph	
Cluck	Russell	
Coffey	Sadler	
Collins	Sanders	
Davis	Slaughter	
Dodson (Newton)	Taylor	
Dodson (Randolph)	Trimble	
Flippin	Vace	
Fulton	Wells	(Drew)
Gardner	Wells	(White)
Green	Williams	
Hannah	Wolf	
Headlee	Mr Speaker	
Hoover		
Humphrey		

Those who voted in the negative were

Coleman	Morgan	Rice	Wildberger
Little	Moore (Union)	Sharpe	
McConnell	Norwood	Weir.	

In the affirmative 53
In the negative 10
Not voting: 30
93

So the Bill was passed.

The House then passed to the Consideration of the Special order not reached on yesterday (H.R 209)
H. 209. "An Act to reimburse persons for money erroneously paid in to the State Treasury on account of the permanent School Fund, in Certain cases."

Mr Judkins offered to amend by engrossed order as follows:

And the sum not to exceed three thousand dollars is hereby appropriated out of the permanent School Fund to pay the same

Mr Humphrey moved to indefinitely postpone the Bill and amendment.

Which was not agreed to.

Mr McConnell moved to amend the amendment by inserting "eight hundred dollars".

Which was not agreed to.

The question then recurring on the adoption of the amendment. Pending which.

On motion of Mr Wolf the House at 12 o'clock and 10. Minutes took a recess until 2 o'clock and 30 minutes P.M.

After the Recess.

2. o'clock 30 minutes P.M.

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names.

Anderson (Craighead)	Dodson (Newton)	Little			Ruddle	
Anderson (Howard)	Dodson (Randolph)	Love			Rumph	
Avera	Flippin	Martin			Russell	
Baird	Foster	McConnell			Sadler	
Barrett	Frazier	Miller			Sanders	
Boone	Fuller	Morgan			Sharpe	
Boston	Fulton	Moore (Carroll)			Slaughter	
Bradford	Gardner	Moore (Union)			Taylor	
Bragg	Gillis	Moore (Woodruff)			Trimble	
Bright	Green	Norwood			Venable	
Browning	Greig	Patton			Vale	
Burns	Grisson	Poe			Weir	
Casey	Hannah	Polk			Wells (Drew)	
Cochran	Headlee	Powell			Wells (White)	
Chaney	Hill (Calhoun)	Rice			Wildbarger	
Cleveland	Hill (Jefferson)	Rhea			Williams	
Clark	Hoover	Robinson (Desha)			Wolf	
Coffey	Humphrey	Robinson (Monroe)			Mr Speaker	
Coleman	Jones					
Collins	Judkins					
Copeland	Kerr					
Davis						

The House at 2. 30 P.M. having arrived the House passed to the ~~order~~ order for that hour being the consideration of (S. 222) "An Act entitled an Act to provide for deficiencies of payment of expenses of State Guards called into active service by Governor Elisha Baxter in the year 1874 and of the extraordinary session of the General Assembly held that year."

S 222

The House then on motion of Mr Patton resolved itself into the Committee of the whole House for the further consideration of the bill.

Mr Slaughter of Lee in the chair.

After some time spent in considering the bill

The Speaker resumed the chair.

The Committee rose at 3 o'clock P.M. and Mr W. P. Slaughter Chairman made the following report:

Mr Speaker:-

The House acting as a Committee of the Whole, have had under consideration the Bill entitled "An Act to provide for deficiencies of payment of expense

of State Guards; called into actual service by Gov. Elisha Baxter, in the year 1874. and of the extraordinary session of the General Assembly held that year." beg leave (S.B. 511) and have instructed me to report the Bill to the House and recommend its passage.

All of which respectfully submitted.

H.P. Slaughter.

Chairman.

By unanimous consent the report of the Committee was received and adopted

Mr McConnell offered the following amendment.

I move to amend by including all persons who had property destroyed by the militia

Mr McConnell by unanimous consent withdrew his amendment.

Mr Avera offered the following amendment.
"Strike out 100,000 and insert 5.0.000.

Mr Kerr moved to lay the amendment on the table.

Mr Bragg moved that the bill and amendments be postponed until the 10th day of November next.

Upon which motion Mr Collins called the yeas and nays

The call was sustained, and the yeas & nays ordered

Those who voted in the affirmative were

Anderson (Caighead)
Anderson (Howard)
Barrett
Bone
Boston
Bragg
Bright
Browning
Coffey
Dodson
Flippin
Gardner
Gillis
Green
Hill (Jefferson
Maxwell
Miller
Norwood
Pack
Robinson (Decka)
Robinson (Monroe
Saunders
Taylor
Trimble
Mr Speaker

Those who voted in the negative were

Avera	Morgan
Baird	Mobre (Carroll)
Bradford	Moore (Union)
Burns	Moore (Woodruff)
Casey	Patton
Chaney	Poe
Buck	Powell
Collins	Rice
Davis	Ruddle
Dodson (Randolph	Rumph
Dunham	Russell
Foster	Sadler
Fulton	Sharpe
Hannah	Slaughter
Hoover	Venable
Jones	Wall
Jndkins	Weir
Kerr.	Wells (Dent)
Little	Wells (White)
Mc Connell.	Wildburger
Wolf.	

In the affirmative: 25
In the negative: 42
Not voting: 26
93.

So the bill was not prevailed.

Message from the Senate by Col Jacob Frolich Asst. Secty.

Senate Chamber.
March 1. 1875.

Mr Speaker:

I am instructed by the Senate to inform your Honorable body of the passage by the Senate of H.B. No. 193. entitled "An Act to fix the salary of the County and Probate Judge of the County of Miller. and herewith respectfully return the same.

Jacob Frolich Asst. Secretary.

H.B. 193

A further message.

Senate Chamber
March 2. 1875.

Mr Speaker:

I am instructed by the Senate to inform

your honorable body of the passage by the Senate of H. B. No. 111. entitled "An Act to provide for the support of the Arkansas Deaf Mute Institute for the term of eighteen months, and herewith respectfully returns the same

Jacob Trolick ... Asst Secretary.

The question recurring on the motion of Mr Avara to "Strike out 100.000 and insert 50.000."

Mr Judkins moved to lay the amendment on the table.

Mr Avara called for the yeas and nays on the motion to table the amendment.

The call was sustained. Those who voted in the affirmative were.

Anderson (Howard)
Bradford
Browning
Burns
Cluck
Collins
Davis
Dodson (Randolph)
Dunham
Fulton
Gardner
Gillis
Hannah
Hoover
Humphrey
Jones
Judkins
Kerr
Little
Morgan
Moore (Lincoln)
Moore (Woodruff)
Patton
Poe
Powell
Ruddle
Russell
Sharpe
Slaughter
Venable
Wall
Weir
Wells (Drew)
Wells (White)
Wildberger
Williams

Those who voted in the negative were:-

Anderson (Craighead)
Avera
Baird
Barrett
Bone
Boston
Bragg
Casey
Chaney
Coffey
Dodson (Newton)
Flippin
Foster
Green
Hill (Jefferson)
Maxwell
McConnell
Miller
Moore (Carroll)
Norwood

Park		Taylor	
Rice		Trimble	
Robinson	(Decka)	Wolf	
Robinson	(Monroe)	Mr Speaker	
Rumph			
Sadler			
Sanders			

In the affirmative	38
In the Negative	30
Not Voting:-	25
	93

So the amendment was laid on the table.

Mr Hill of Jefferson, offered the following amendment

Mr Speaker:- I move to strike out the word Baxters malishia and insert Garlands malishia

Which was not agreed to

Mr Moore (of Union) moved that the bill be read a third time and placed on its passage.

The question being put

Shall the bill pass?

It was decided in the negative.

Those voting in the affirmative were:

Anderson	(Howard)	Judkins	
Baird		Kerr	
Bradford		Little	
Cluck		McConnell	
Collins		Morgan	
Davis		Moore	(Union)
Dodson	(Randolph)	Moore	(Woodruff)
Durham		Patton	
Fulton		Ruddle	
Hannah		Rumph	
Hoover		Russell	
Humphrey		Sadler	
Jones		Sharpe	

Slaughter
Venable
Wall
Weir
Wildberger
Williams

Those who voted in the negative were.

Anderson (Craighead)
Avera
Barrett
Boston
Bragg.
Bright
Browning
Burns
Carey
Chaney
Coffey
Dodson (Newton)
Flippin
Foster
Gardner
Gillis
Green
Hill
Maxwell
Miller
Moore (Carroll)
Norwood
Pae
Polk
Powell
Rice
Robinson (Desha)
Robinson (Memphis)
Saunders
Saylor
Trimble
Wells (Drew)
Wells (White)
Wolf
Mr Speaker

In the affirmative	32
In the Negative	35
Not voting:	26
	93

So the bill was not passed.

Pending the vote. Mr Pae sent to the Clerks table the following explanation of his vote and asked that it be spread upon the Journal, Viz:

Mr. Speaker:

I vote no- not because I do not believe the State should pay the Brooks and Baxter claims but because I do believe the real Civil Claims of 1868 is equally just and as it is claimed that the State is unable to pay the claims of 1868, if so- we are unable to pay the claims of 1874. I therefore vote no.

And then
On motion of Mr Boston the House at 5 o'clock and 35 minutes P.M. adjourned.

A. H. Pennington
Speaker

J. Goulding
Clerk

Wednesday March 3rd 1875.

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names:-

Anderson (Craighead)
Anderson (Howard)
Avera
Baird
Baker
Barrett
Boone
Boston
Bradford
Bragg.
Bright
Browning.
Burns
Casey
Cochran
Chaney
Chuck
Coffey
Coleman
Collins
Copeland
Davis.
Dodson (Newton.)
Dodson (Randolph)
Dunham
Flippin
Foster
Fulton.
Gardner
Gillis
Green
Grissom
Hannah
Headlee
Hill (Calhoun)
Hill (Jefferson)
Hoover
Humphry
Jones
Kerr.
Little
Love
Martin
Maxwell
McConnell
Miller
Morgan
Moore (Carroll)
Moore (Union)
Moore (Woodruff)
Norwood
Patton
Poe
Polk
Powell
Rice
Rhea
Robinson (Decka)
Robinson (Monroe)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Taylor
Trimble
Venable
Wall
Weir
Wells (Drew)
Wells (White)
Wildberger
Williams
Wolf
Mr Speaker

Rev Mr MacKay Chaplain, was excused on account of sickness.

A quorum of the House present.

Prayer by the Rev. A R Winfield. President St. Johns College.

The Journal of the preceding day was then read and approved.

Mr Hopkins offered the following motion which was agreed to.

Mr Speaker:

I move that the prayer delivered this morning by the Rev. A R Winfield, in the House of Representatives, on the dacon of the freedom of our beloved State be spread upon the Journals and that he be requested to furnish the Clerk a copy for this purpose.

The following is the appropriate and eloquent prayer offred by Dr. A.R. Winfield. at the opening of the House yesterday morning which was ordered spread on the Journal. Its pure sentiment and holy thought echo in many hearts.

Oh, God we thank Thee for the blessings of the day. We acknowledge thee as the fountain of all good, and the giver of all things. Thou art the only true and living God. and we bow in profound adoration before Thy throne and offer our sacrifice of thanksgiving. We thank thee for the day. We thank thee that thou hast made us in Thine own image and created us to work out a grand destiny and to fulfill a glorious mission. Thou hast made us to be free and happy here, and to live with God forever. May we by no wickedness of ours thwart the promise of of Heaven, and banish ourselves from thy presence, but may we endeavor to serve our generation by the will of God and finally be saved. We thank Thee that the clouds are passing away, and the sun will soon gild the heaven and fair spring will soon adorn the earth with birds and flowers, and warm the earth with life from the winter of death. We thank thee for the tidings of to day. We thank Thee for the signs of peace to our poor oppressive State. We thank Thee that our political sky is becoming clear and bright. We thank

thee that the tyrants heel of oppression is lifted from the neck of our State after many years of suffering and oppression. We pray that we may now prove ourselves worthy of the blessings of freedom, and that not only our State, but that our whole Country may breathe the air of freeman. May we indulge no sins, individual or national that will call for the judgments of Almighty God. God grant that reason and moderation may rule the power. May we rise above all passion and prejudice, and give to every man, without any relation to color or previous condition the right to work out their own destiny, and enjoy all the blessings of freedom. May God bless our Governor and all our State officers, and give them wisdom to carry out the great purpose of government. May God bless Arkansas and may she now go forward in the great work of progress and improvement and become one of the brightest stars of this Union, may god bless our legislature and direct them to proper conclusions and to wise legislation

We thank thee that after many months of toil without fee or reward, they have toiled on till the day of deliverance has come in the smile of God and the plaudits of their countrymen. Bless their families; bless our whole country; Bless all now. Be pleased oh Lord! to bring all these men in safety to their homes and amid the congratulations of their neighbors and families may they find a full reward of all their toil. May God grant that we all may live well, die happy and be saved in Heaven, for Christs sake. Amen -

On motion of Mr Dodson of Newton the House reconsidered the vote by which the House rejected Senate Bill No. 222. "An act to provide for deficiencies of payment of expense of State Guards called in to actual service by Gov. Elisha Baxter in the year 1874. and of the extraordinary session of the General Assembly held that year."

On motion of Mr Barrett the motion by which the bill was placed on its 3. reading was reconsidered.

Which was not agreed to

Mr Barrett offered the following amendment. "Strike out 100.000 and insert 80.000."

After debate

Mr Miller offered the following amendment "to the amendment to strike out 100,000 and insert 75.000."

Pending which.
A message from the Senate by Col. Jacob Frolich Asst. Secty.

Senate Chamber
March 1. 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the concurrence by the Senate in the amendment by the House to Senate Bill No 208. entitled "An Act to provide for payment of expenses of the last illness and burial of the Hon. John W. Williams

Respectfully.
Thomas W Newton Secretary.

A further message

Senate Chamber
March 2. 1875

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of House Bill No. 212. entitled "An Act making appropriations for the expenses of the Executive, Legislative and Judicial Departments of the State Government."

With the following amendment:

By striking out the (32) subdivision and proviso in Section 2. in regard to the Centennial appropriation.

and herewith respectfully return the same

Thomas W. Newton Secretary.

A further Message

Senate Chamber
March 2. 1875

Mr Speaker:—

I am instructed by the Senate to inform your honorable body of the concurrence by the Senate in House amendments to Senate Bill #207. entitled "An Act entitled an act to amend an act fixing the regular terms for holding the County Courts of the State, and for fixing the Salary of the County Judges, and the per diem pay of Associate Justices in the several counties in this State approved Feby 5th 1875—

Respectfully
Jacob Frolich
Asst Secretary.

#207

A further message

Senate Chamber
March 2. 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of

S. 232. Senate Bill No. 232. entitled "a Bill for an Act to amend Section 75. of an act for fixing the regular terms for holding the County Courts of the State and for fixing the salaries of the County and Probate Judges and the per diem pay of Associate Justices in the several Counties in this State: passed at the present session of the General Assembly.

And herewith respectfully submit the same

Jacob Faulich
Asst. Secretary.

Mr Powell then offered the following as a substitute for the amendment.

Strike out "100.000" and insert "Sixty thousand."

after debate

Mr Bragg called for the previous question.

The call was sustained, and the previous question ordered

Under the operation of the previous question. The substitute was not agreed to.

The question was then taken on the amendment to strike out "100.000 and insert 60.000.

It was not agreed to.

The question then being taken on the amendment to strike out "100,000 and insert 80.000.

It was agreed to.

Mr Robinson of Monroe, introduced the following amendment.

Mr Speaker.

I move to amend by inserting "that said bonds bear seven per cent interest instead of ten"

Which was agreed to.

Mr Dodson of Newton moved that the bill be read the 3rd. time and placed on its passage.

Mr Venable moved that the bill be indefinitely postponed. Which was not agreed to.

Mr Wells of Drew offered the following amendment.

I move to amend that part of the bill that requires the election of a board, and insert that the board shall consist of the Sec. of State, Auditor and Gov.

Which was not agreed to.

The question recurring on the motion of Mr Dodson of Newton that the bill be read 3d. time and placed on its passage. It was agreed to.

The question being put. Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were.

Anderson (Craighead)
Anderson (Howard)
Avera
Baird
Baker
Barrett
Bone
Boston
Bradford
Bragg
Bright
Browning
Burns
Casey
Cochran
Chaney
Cluck
Coffey
Calhoun
Collins
Copland
Davis
Dodson (Newton)
Dodson (Randolph)
Dunham
Flippin
Foster
Fulton
Gardner
Gresham
Hannah
Headlee
Humphry
Jones
Judkins
Kerr.
Little
Love
McConnell
Miller
Morgan
Moore (Carroll)
Moore (Union)
Moore (Woodruff)
Norwood
Patton
Pace
Polk

Powell
Rice
Rhea
Robinson (Desha)
Robinson (Monroe)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Taylor
Thimble
Wall
Weir
Wells (White)
Wildberger
Williams
Wolf
Mr Speaker.

Those who voted in the negative were

Hill of Jefferson. Wells of Drew.

In the affimative	66
In the negative	2.
Not Voting:	25
	93.

So the bill was passed

Mr Daylor rose his name was called sent up the the following explanation of his vote with the request that it be spread on the Journals

Little Rock Feby 3. 1875

Mr Speaker:

I vote Aye and desire to explain my vote because on yesterday I voted No, my reasons for voting no then were that the amt. appropriated was in my judgment too large, and permit me to say: it was after due deliberation I came to that conclusion because I had heard discussed before the ways and means Committee the entire question again. The rate of interest in that bill was too large it having been in principle reduced $20,000 in interest 3 o/o I feel bound and pledged to support it, not however without some misgivings as to the constitutionality of the same

Taylor. of St Francis.

A Message from the Senate by Col Jacob Trolich asst. Secretary.

Senate Chamber
March 3. 1875.

Mr Speaker:-

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate bill #230. entitled "An Act to appropriate money to meet deficiencies to pay the per diems of members and contingent expenses of the present General Assembly.

And herewith respectfully submit the same.

Jacob Troluk
Asst. Secretary.

#230

Mr Clark of Madison
Introduced the following resolution which was received, read and adopted.

#223

Resolved. That the Clerk of the House be instructed to inform the Senate that the House will be prepared to meet the Senate in Convention for the purpose of electing two Commissioners under the provisions of Senate bill No. 222. Time and place of convention to be the Hall of the House of Representatives at 3 o'clock P.M. March 4th and to request the Senate to inform the House of its wishes in the premises.

The hour of 11 a.m. having arrived, the House passed to the consideration of Senate Substitute H. R. 157. "An Act to provide for the support of the Institute for the education of the blind."

#157

On motion of Mr Flippin, the House resolved itself into a Committee of the Whole House for the further consideration of the bill.

Mr Sadler of Franklin in the Chair.

After some time spent in the consideration of the bill.

The Speaker (Mr Judkins in the Chair) resumed the chair.

The Committee rose at 11.35. o'clock and Mr N. D. Sadler, Chairman made the following report.

Mr Speaker:

The House acting as a Committee of the Whole

have had under consideration the Bill entitled "An Act to provide for the support of the Institution for the Education of the Blind Senate Substitute for H.R. 157. and have instructed me to report the bill back to the House and recommend its passage.

All of which is respectfully submitted

Sadler Chairman

The report of the Committee was received and adopted.

On motion of Mr Flippin the Bill was read the 3d time and placed on its passage.

The question being put, Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were:—

Anderson (Howard.)
Avera
Baker
Bove
Boston
Bradford
Bragg.
Bright
Browning.
Casey
Cochran
Chany
Cluck
Coffey
Collins
Davis
Dodson (Newton)
Dodson (Randolph)
Flippin
Foster
Fulton
Green
Grissom
Hill (Jefferson)
Hoover
Humphry
Jones
Judkins
Kerr.
Little
Maxwell
McConnell
Miller
Morgan
Moore (Carroll)
Moore (Macon)
Patton
Poe
Polk
Rice
Robinson (Decka)
Robinson (Monroe)
Ruddle
Rumph
Russell
Sadler
Sanders
Slaughter
Taylor
Trimble
Wall
Weir
Wells (Drew)
Wells (White)
Williams
Wolf

Those who voted in the negative were.

Anderson (of Craighead) Sharpe - Wildeborger.

In the affirmative 58
In the Negative 3
Not Voting :- 32
93

So the Bill was passed.

Mr Bragg called up his motion made on yesterday to reconsider the vote ~~made on yesterday to reconsider the vote~~ by which the House rejected S. B. 210. An act to appropriate ten thousand dollars for the Arkansas Industrial University and for other purposes

The motion to reconsider was agreed to

S. 230 Mr Slaughter, by unanimous consent called up Senate Bill (S. 230) "An act to pay deficits in the appropriation to pay the members of the present General Assembly"

Bill read a 1st time. and

Under suspension of the rules the bill was read a second time.

And

On motion of Mr Slaughter was made the special order for 10 a.m. on the morrow in Committee of the whole House—

S. 139 Mr Browning, Chairman of the Special Committee to whom was referred (S.B. No. 139) "An Act fixing price of State lands and for other purposes." Made the following report.

Mr Speaker:-

The Special Committee to whom was referred S.B. No. 139. an Act entitled "An Act fixing the price of State lands and for other purposes beg leave to state that they had the same under consideration, and herewith respectfully return the same with the recommendation that the first section be stricken out and as thus amended that it do pass.

All of which is respectfully submitted

N. D. Sadler. F. M. Robinson & J. A. Browning. Chairman.

The report of the Committee was received.

A message from the Senate by Col. Jacob Frolick asst. Le Sty.

Senate Chamber
March 3. 1875.

Mr Speaker:—

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Bill No. 233. "entitled ~~An Act entitled~~ an act to appropriate fifty thousand dollars to relieve the starving people of the State of Arkansas.

S. 233.

And herewith respectfully submit the same.

Jacob Frolick Asst Secretary.

The question recurring on the adoption of the amendment reported by the Committee "to strike out the first section".

The amendment was adopted.

On motion of Mr Browning the bill was read a third time and placed on its passage.

The question being put. Shall the Bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were.

Anderson	(Craighead)	Cochran
Anderson	(Howard)	Chaney
Avera		Cluck
Baird		Coffey
Baker		Coleman
Barrett		Collins
Boone		Copeland
Bradford		Davis
Bragg.		Dodson (Newton)
Bright		Dodson (Randolph)
Browning.		Flippin.
Burns		Foster.
Carey.		Fulton.

Gardner
Green
Grissom
Hill (Jefferson)
Hoover
Humphry
Jones
Judkins
Little
Miller
Morgan
Mobre (Carroll)
Moore (Union)
Moore (Woodruff)
Patton
Pace
Polk
Robinson (Desha)
Robinson (Monroe)
Ruddle
Rumph
Russell
Sadler
Saunders
Sharpe
Shinn
Slaughter
Taylor
Thimble
Venable
Wall
Weir
Wells (Dixie)
Wells (White)
Williams
Wolf
Mr Speaker

Those who voted in the negative were:-

Kerr
Maxwell
McConnell
Powell

In the affirmative	63
In the negative	4
Not voting:	26
	93.

So the bill was passed.

On Motion of Mr Rice, by unanimous consent, the House passed to the consideration of Senate Bill (No. 228.) Entitled "An Act to Amend Section 1991 of Gantt's Digest."

The Bill was read a first time

The rules were suspended by unanimous consent and the bill read 2nd time.

And on Motion of Mr Rice was made S. C. for 10. 30. a. m. tomorrow.

A message from the Senate by Col. Jacob Trieber asst. Secty.

Senate Chamber.
March 3rd 1875.

Mr Speaker:—

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Bill
S.234. No. 234. entitled a bill for an act to amend Section 3101 of Gantts Digest and for other purposes. and herewith respectfully submit the same.

Jacob Trolich, Asst Secretary.

On motion Mr Pennington (Mr Judkins in the Chair) by unanimous consent the House passed to the con-
H.208 sideration of House Bill (H.R. 208) "An act to regulate the sale of School Lands."

On Motion of Mr Pennington (Mr Judkins in the Chair) the bill was read a 3rd time and placed on its passage

The question being put, Shall the bill pass?

It was decided in the affirmative,

Those who voted in the affirmative were:—

Anderson (Craighead)
Anderson (Howard)
Avera
Baird
Baker
Bradford
Bright
Browning
Bunard
Casey.
Cochran
Cleary
Clark
Cypley
Dickinson
Davis
Dodson (Newton)
Dupkpin
Faulkner
Gardner
Green
Headley
Humphrey
Jones
Little
Love
Moore (Carroll)
Moore (Union)
Patton
Poe
Rice
Robinson (Desha)
Ruddle
Rumph
Russell
Sadler
Sharpe
Slaughter
Wall
Weir
Wildburger
Williams
Wolf
Mr Speaker

Those voting in the negative were

Bone		Miller	
Bragg		Morgan	
Chaney		Moore (Woodruff)	
Coffey		Rhea	
Coleman		Robinson (Monroe)	
Dodson (Randolph)		Saunders	
Foster		Trimble	
Grissom		Venable	
Judkins		Wells (White	
Kerr			
Maxwell		In the affirmative	41
McConnell		In the Negative	21
		Not Voting:	31
			93

So the bill was passed.

On motion of Mr Slaughter (two-thirds of the members present voting therefor)

S. 233. The House passed to the consideration of Senate Bill (S. 233) "An act to appropriate $50.00 to relieve the Starving Poor of the State of Arkansas".

The bill was read a first time.

And

On motion of Mr Slaughter, the rules were suspended. The bill was read a second time. and Mar Special order in committee of the whole House, at 10. a.m. tomorrow

S. 210 The Hour of 11.30 having arrived the House passed to the consideration of the special order for that hour, being the consideration of Senate Bill (S. 210) "An Act to appropriate ten thousand dollars for the benefit of the Arkansas Industrial University and for other purposes"

The Bill was read 3d. time and placed on its passage.

The question being put. Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were.

Anderson (Howard)	Bradford
Avera	Bragg
Baker	Bright
Boston	Browning.

Casey	Moore (Carroll)
Cochran	Moore (Union)
Chaney	Moore (Woodruff)
Cluck	Norwood
Coffey	Patton
Collins	Pace
Copeland	Polk
Davis	Rice
Dodson (Newton)	Rhea
Dodson (Randolph)	Robinson (Desha)
Flippin	Robinson (Fairmont)
Foster	Ruddle
Fulton	Rumph
Gardner	Sadler
Green	Sanders
Grisson	Shinn
Hannah	Slaughter
Hoover	Trimble
Humphry	Venable
Jones	Wall
Judkins	Weir
Kerr	Wells (Drew)
Little	Wells (White)
Love	Wildberger
Maxwell	Williams
McConnell	Wolfe
Miller	Mr Speaker
Morgan	

Those who voted in the affirmative were.

Anderson (Craighead)	Robinson (Monroe)
Baird	Russell
Barrett	
Coleman	

In the affirmative	62
In the negative	6
Not voting:	25
	93

So the bill was passed.

On motion of Mr Gardner, the House passed to the consideration of Senate Bill (S 234) "An act to amend Sec. 3161. of Gantts Digest and for other purposes."

The bill was read a first time.

By unanimous consent the rules were suspended and the bill read a second time, and made S.O. for tomorrow at 9.30 a.m.

On motion of Mr Kerr, by unanimous consent the House passed to the consideration of House Report (209) "An Act to reimburse certain persons for money erroneously paid into the State Treasury on account of the permanent School fund, in certain cases".

Together with the pending amendment, by engrossed video, to amend by inserting "and the sum not to exceed three thousand dollars, is hereby appropriated out of the present school fund to pay the same."

The amendment was agreed to

On motion of Mr Kerr the bill was then read a 3rd. time and placed on its passage.

The question being put, Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were.

Anderson	(Howard)	Little	
Avera		Maxwell	
Baker		McConnell	
Bradford		Moore	(Carroll)
Bright		Moore	(Woodruff)
Browning		Pace	
Casey		Powell	
Cochran		Rice	
Clark		Shea	
Collins		Ruddle	
Davis		Rumph	
Dodson	(Randolph)	Russell	
Fulton		Sadler	
Gardner		Sharpe	
Hannah		Shinn	
Humphry		Slaughter	
Jones		Taylor	
Judkins		Trimble	
Kerr.		Venable	

Wall Wells (of Dare) Wildberger, Williams, Wolf.

Those who voted in the negative.

Barrett	Grissom	
Boone	Maxwell	
Boston	McConnell	
Bragg	Moore	(Union)
Chaney	Norwood	
Coffey	Patton	
Dodson (Newton)	Polk	
Flippin	Robinson	(Monroe)
Foster	Sanders	
Green		

In the affirmative 43
In the Negative 19
Not voting. 31
93

So the Bill was passed.

By unanimous consent, Mr Humphrey Chairman of the Committee on Auditor and Treasurer's accounts &c &c made the following report

Which was received and read.

Mr Speaker:

The Committee on Aud. & Treasurers accounts to whom was referred House Resolution instructing the Committee to ascertain and report the number and salaries of the Clerks in the several departments of the State and whether any claims have been paid four for one Also what is necessary to carry out the spirit of Sec. 4. Art XVI of the Constitution beg leave to transmit a report from the several heads of departments herein enclosed; Also to report that there has been no claims paid four dollars for one. that no funds have been paid out other than at par value, since the ratification of the new Constitution.

Also report that Senate bill No. 72 which is now pending before the House will carry out the provisions of the Constitution alluded to above.

All of which is Respectfully Submitted

D. C Humphrey
Chm.

Executive Office
Little Rock Feby 18. 1875

Hon. Mr Humphreys

I have employed immediately in my Department, a janitor, a private Secretary & an adjutant general - No Salaries yet fixed & they have drawn no pay that I know of, unless may be the janitor who is employed at $20. per month - if he had drawn pay it was in the usual way and not at any discount. I told the Committee on finances of the Senate that I thought the janitor should have $20. per month Private Secretary $1500. per year and the adjutant $2500.00 but I have not heard of their action upon this.

I believe this replies to your questions to me this morning.

Very truly your friend
A H Garland

State of Arkansas
State Department
Little Rock Feby 18. 1875.

Hon J C. Humphreys
Chm. Com. on Aud. & Trs Book (H R)
Sir.

In response to resolution asking for information in regard to number and pay of Clerks &c I have the honor to submit the following:

In Office Secy of State No. of Clerks employed ..... 2.
Amt paid 1st. Clerk for qr. ending Feby 18/1875 per mo. $200. equal to $56 cur.
Amt paid 2d. Clerk for qr ending Feby 18. 1875. per Mo. $0.00 (drawn nothing)
Office hours from 9 a m. to 7 P.M if business demands it.
In office Supt. Pub Instr. no. Clerks employed 2
Amt. paid 1st Clerk Qr ending Feby 18. 1875 - per Mo $150. equal to $42. cur.
" " 2d " " " " " " " 150 " " " 42 "
Office hours 9 A. M. to 5 P. M.

Respectfully
B B Beavers
Secretary of State

State of Arkansas
Treasurers Office
Little Rock Feby 17. 1875

Hon. J. C. Humphreys
Dear Sir.

In response to your request

I have to state that the clerical force of this office consists of four clerks - One Cashier - Book Keeper and two others the salaries of which are as follows: Cashier two hundred per month, Book Keeper one hundred & twenty five and the remaining two at one hundred dollars. Since I have commenced issuing Scrips I was forced to employ an additional Clerk at the rate of one hundred dollars per month. This is the old rate of pay. The law requires the Legislature to fix the salaries which I believe the Senate has already done - The Clerks are paid in Scrip at its face value. The law has fixed no definite times for opening and closing the office - but it is my custom to open at nine and close between four and five o'clock

Very Respectfully
Your Obt Servt
J. J. Churchill
Treasurer

State of Arkansas
Auditors Office
Little Rock Feby 18. 1875

Hon. J. C. Humphrey
Dear Sir.

The number of clerks employed in this office since 12th November 1874 is three - Their salaries have not been paid or fixed up to this time - Have been waiting the action of the Legislature to fix the salaries

As office hours have been established by law; this office is kept open generally from 7 A.M. to 4 or 4½ P.M.

Yours Respectfully
T. R. Miller
Auditor.

Little Rock Ark
Feby 18. 1875.

To the Honorable Chairman
of the House Committee on
Auditors and Treasurers Books

I have the honor to report that there is now in the employ of the land department of the State - five clerks The last quarter the first since the inauguration of the new government) they were paid the following salaries: 1 Chief Clerk $200 per Month; 4 clerks $150 per month

each; I would remind the Chairman that these accounts were paid in scrip realizing to the clerks about 25 cents on the dollar. They rebelly received as good money the following sums Chief Clerk $54 per month - the others about $40 each. I find it very difficult to obtain an efficient force with such pay and do earnestly urge upon your Committee to take early action towards relieving the State Departments. If the Clerks have to receive scrip in the future, and the salary is not enhanced beyond that which I fixed it for the past three months, it will be difficult for any department to retain an efficient force. I would suggest that some definite amount be fixed for each clerk (perhaps that fixed by the bill of the Senate which passed on Wednesday is as near right as could be agreed upon) and that in case the pay has to be made in scrip, that a sufficient amount be issued to make the equivalent. This should never be done however, except as a last resort; but as a rule the clerks are men of family, entirely dependent upon their salary - the departments are compelled to go forward, and it is imperative that some definite, fixed policy be agreed upon.

Respectfully &c

J. T. Sutcliffe
Com. State Lands.

The report of the committee was received and read, and the report adopted.

On motion of Mr Kerr the House passed to the consideration of Senate Bill (S 72) "An Act to fix the salaries of the Clerks and employees of the several State Departments"

The bill was read a first time.

By unanimous consent on motion of Mr Kerr the rules were suspended and the bill was read a second time.

Mr Kerr introduced the following amendment together with a letter from the Auditor of State

Amend section 5 as follows:
One chief clerk at a salary of one hundred and

fifty dollars per month - one second clerk at a salary of one hundred and twenty five dollars per month, and two other clerks at a salary of one hundred dollars per month.

State of Arkansas
Auditor's office
Little Rock Feby 2nd 1875.

To the Members of the
House of Representatives

A- Senate Bill No. ..... fixing the number and salaries of clerks &c. in the different departments of the State now pending before your body, allows four clerks for this office, fixing the salaries as follows, Viz: One at $125. per month. and three at $100. per month.

The number is not too large at least for the present but I submit to the House that the salaries are in part inadequate

The Book Keeper in this office has as much or more work to do, and greater responsibility, than any clerk in any of the State departments, and should be a man of undoubted capacity and integrity. I would therefore suggest that his salary should be $150. per month.

Another Clerk who has charge of the Revenue department in the office is second only in importance to the Book Keeper and is required to be a man of business qualifications and strict integrety, and should be paid at least $125. per month.

I am as much opposed to extravagance in the use of the Public money as any citizen of the State but at the same time, I believe it to be economy to pay salaries that will enable the State to procure the services of competant and reliable men:

I will say here that there will be no sinecure Clerkships in this office, while it remains under my control, and should I be allowed four clerks with adequate salaries, if I find a less number can perform the duties of the office you may rest assured, a less will be employed.

Respectfully,
W. R. Miller, Auditor.

The amendment was adopted.

On motion of Mr Kerr the Bill was made S. O. for 2.30 P. M. on the morrow.

Mr Sadler moved that the House take a recess to 1.30 P.M.

Not agreed to.

Mr Robinson (of Desha) introduced the following resolution

Mr Speaker:-

Resolve that Ben Myres be allowed the pay the pay that was allowed his predecessor Henry Phillips as one of the Pages of this House,

The Resolution was adopted.

On motion of Mr Davis, by unanimous consent the House passed to the consideration of House Report No. 133. "An act to license and regulate trading on navigable streams in this State."

H. 133

Pending which.

On motion of Mr Chany the House at 12 o'clock and 23 minutes P.M. took a recess until 2 o'clock 30 minutes P.M.

After the Recess.

2 o'clock 30 minutes P.M.

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names.

Anderson (Craighead)	Collins	Jones
Anderson (Howard)	Copeland	Judkins
Avera	Davis	Kerr
Baird	Dodson (Newton)	Little
Baker	Dodson (Randolph)	Love
Barrett	Durham	Martin
Bone	Flippin	Maxwell
Boston	Foster	McConnell
Bradford	Fulton	Miller
Bragg	Gardner	Morgan
Bright	Gillis	Moore (Carroll)
Browning	Green	Moore (Clinton)
Burns	Grisson	Moore (Woodruff)
Casey	Hannah	Norwood
Cochran	Headlee	Patton
Chany	Hill (Calhoun)	Poe
Cluck	Hill (Jefferson)	Polk
Coffey	Hoover	Pondexter
Coleman	Humphrey.	Rice

Shea	Shinn
Robinson (Decka)	Slaughter
Robinson (Monroe)	Taylor
Ruddle	Trimble
Rumph	Venable
Sadler	Wall
Saunders	Weir
Sharpe	Wells (Drew)
	Wells (White)
	Wildberger
	Williams
	Wolf
	Mr Speaker.

A quorum of the House present.

H 133 The House resumed the consideration of (H. B. 133) "An Act to license and regulate trading on navigable streams in this State,"

On motion of Mr Davis.

The bill was read a third time and placed on its passage

The question being put. Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were.

Anderson (Caighead)	Morgan
Anderson (Howard)	Patton
Baird	Powell
Boone	Rice
Boston	Robinson (Monroe)
Bradford	Ruddle
Bright	Rumph
Browning	Russell
Burns	Sadler
Cochran	Sharpe
Chaney	Shinn
Copeland	Slaughter
Davis	Taylor
Dodson (Randolph)	Trimble
Fullon	Wall
Gardner	Wells (White)
Jones	Wildberger
Little	Williams
Morgan	Mr Speaker;

Those who voted in the negative.

Avera Baker

Barrett	Love
Bragg	Maxwell
Cauly	Mc Connell
Coffey	Miller
Coleman	Moore (Carroll)
Dodson (Newton)	Moore (Woodruff)
Flippin	Polk
Foster	Robinson (Desha)
Green	Sanders
Humphrey	Wolf.
Judkins.	

In the affirmative	39
In the negative	23
Not voting.	31.
	93.

So the Bill was passed.

On Motion of Mr Coffey the House passed to the consideration of (H. B. 88.) "An act to amend Sec 5050 and 5052 of Chapter 116 of Gantt Digest."

H. B. 88

On motion of Mr Browning the further consideration of the bill was postponed until the 11th day of November 1875.

Mr Maxwell introduced the following resolution.

Be it resolve that whereas the General Assembly of the State of Arkansas convean on the tenth day of November 1874. and is to adjurn on the 5th day of March 1875- and whereas God has been merciful to all the members of the House of Representative and they are about to received the blessant of God to see they family again. peace peace to all citizens of the State and good will to all men Kind and when our toilsom Labor are to an end. and still we are injoing amoung us peace and tranquility. Be it resolde that a Minister of the Gospel be invited to preach for us at one o clock on that day for some of us may part to meet no more and if we meet again may we meet with love. that the State is settle and we received peace out of confusion.

On motion of Mr Judkins the resolution was adopted

H.198

On motion of Mr Collins the House passed to the consideration of Senate Bill (S 198) "an act to enable the various counties of this State to fund their State Scrip or to obtain a re-issuance of the same."

The bill was read a first time.

And

On motion of Mr Collins the rules were suspended by unanimous consent, and the bill read a second time.

And that the bill lie on the table and be made the special order for 7 o'clock P.M. on the morrow.

S 219

By unanimous consent on motion of Mr Durham the House passed to the consideration of Senate Bill (S219) "An act to define and declare the true intent and and meaning of Secs 2696-2697. 2698-2699 and 2700 of Gantts Digest of the Statutes of Arkansas."

The bill was read the 3rd time and placed on its passage.

The question being put, Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were.

Anderson (Craighead)
Anderson (Howard)
Avera
Baird
Baker
Barrett
Bone
Boston
Bradford
Bragg.
Bright
Browning
Burns
Casey.
Cochran
Chany
Coffey
Coleman
Collins.
Copeland
Davis.
Dodson (Randolph)
Durham
Flippin
Foster
Fullen
Gardner
Green
Hannah
Headley
Hill (Jefferson)
Hoover
Humphrey
Judkins
Kerr
Little
Maxwell
McConnell
Miller
Morgan
Moore (Carroll)
Moore (Union)

Moore (Woodruff)	Sharpe
Patton	Shinn
Polk	Slaughter
Rice	Taylor
Shea	Trimble
Robinson (Derka)	Venable
Robinsin (Monroe)	Wall.
Ruddle	Wells (White)
Rumph	Wildbergen
Russell	Williams
Sadler	Wolf
Sanders.	Mr Speaker

In the affirmative	66
In the negative	None
Not voting:	27
	93.

So the bill was passed.

By unanimous consent, on motion of Mr Russell the House passed to the consideration of Senate Bill (S. 227) "an act to provide for refunding any moneys or funds of any description whatever erroneously paid into the State Treasury."

S. 227

The bill was read a first time.

By unanimous consent the rules were suspended and the bill read a 2d. time.

Mr Russell moved that the bill be made special order of the day for 4 P.M. on the morrow.

Which was agreed to.

A Message from the Senate, by Col. Jacob Frolick Asst Secty.

Senate Chamber
March 3. 1875.

Mr Speaker:-

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Bill No. 147, entitled a bill to be entitled An act to regulate the mode of taking appeals from the Probate Courts and to regulate the practice of the Circuit Courts on appeals from the Probate Courts and County Courts.

S. 147

And herewith respectfully submit the same.
Jacob Frolich.
Asst. Secretary.

Mr Hill of Jefferson introduced the following resolution

Mr Speaker:

I move that all the members of this General Assembly, be permitted to express their political opinions on this floor before we leave and tell one another good bye as we dont know whether we will meet again in this world but we may meet in the next one.

Mr Rice moved that the resolution be indefinitely postponed.

After debate.

Not agreed to.

Mr Rice moved to strike out that portion of the resolution in reference to the shaking of hands.

Which was not agreed to.

On motion of Mr Bragg. the resolution be referred to a special Committee of 5. of which Mr Hill of Jefferson shall be the Chairman.

The Speaker announced as such Committee

Hill of Jefferson
Bragg
Durham
Judkins
Wells of White.

On motion of Mr Collins the House proceeded to consider Senate Bill (S. 147) "An Act entitled an act to regulate the mode of taking appeals from the Probate Courts and regulate the practice of the Circuit Courts on appeals from the Probate and County Courts."

The bill was read a first time.

And on motion of Mr Collins under suspension of the rules, by unanimous consent the bill was read a second time,

And
On Motion of Mr Collins ~~Judkins~~ the bill was referred to the Committee on Judiciary

S 231

On motion of Mr Durham the House proceed to the consideration of Senate Bill (S. 231) "An act to fix the time for holding the Circuit Courts in the several Counties composing the 9th Judicial Circuit of the State of Arkansas and for other purposes."

The bill was read the first time.

On motion of Mr Durham, under a suspension of the rules the bill was read a second time.

On motion of Mr Durham the bill was made the special order for 10 A. M. on the morrow.

Mr Sadler introduced the following resolution:

Mr Speaker:

The Governor of the State of Arkansas having returned to the House of Representatives in which it originated the bill entitled "An Act to repeal an act entitled "An act to remove the County seat of Conway County approved April 16. 1873 (H. R 110) with his objections thereto.

H. 110

Therefore be it Resolved, that the House do now proceed in pursuance of the Constitution & reconsider the same, and

Resolved that the said bill do pass a majority of all the members elected to the House of Representatives agreeing to pass the same.

Mr Judkins moved to indefinitely postpone the resolution and vote directly on the Bill

It was agreed to.

On motion of Mr McConnell the House then took up the bill (H. R 110) an act to repeal an act entitled an act to remove the County seat of Conway County approved April 16th 1873.

H 110

On motion of Mr Judkins the reading of the bill was dispensed with.

The question then being put shall the bill pass? notwithstanding the objections of the Governor?

It was decided in the negative.

Those who voted in the affirmative were.

Bove	Shinn
Jones	Trimble
	Venable

Those who voted in the negative were.

Anderson (Craighead)	Little
Avery	Maxwell
Baker	McConnell
Barrett	Miller
Bradford	Morgan
Bragg.	Moore (Carroll)
Bright	Moore (Union)
Casey.	Patton
Coffey	Poe
Coleman	Polk
Collins	Rice
Davis	Ruddle
Dodson (Newton)	Rumph
Dodson (Randolph)	Russell
Flippin	Sadler
Foster	Sanders.
Fulton	Sharpe
Gardner.	Slaughter
Hannah	Trimble
Hill (Jefferson)	Wall
Hoover	Wells (Dyer)
Humphrey	Wells (White)
Jenkins	Wildberger
Kerr.	Williams
Wolf	Mr Speaker.

In the affirmative	5
In the negative	49
Not voting:	39
	93

So the House refused to pass the bill over the veto of the Governor.

Message from the Senate by Mr Jacob Frolich
Asst Secretary.

Senate Chamber.
March 3. 1875.

Mr Speaker:

I am instructed by the Senate to inform your

Honorable body of the passage by the Senate of S. C. R. No. 36. a concurrent resolution returns thanks to certain members of Congress &c and herewith respectfully submit the same.

Jacob Frolick
Asst Secretary.

S.C.R. 36

On motion of Mr Judkins the House proceeded to consider the Senate Concurrent Resolution (S. C. R. No. 36) a concurrent resolution returning thanks to certain members of Congress &c

The rules were suspended by unanimous consent. and the Senate Concurrent Resolution was read a second time.

By unanimous consent the Senate Concurrent Resolution was read a third time and placed on its passage.

The question being put.

Shall the Senate Concurrent Resolution pass?

It was decided in the affirmative.

Those who voted in the affirmative were.

Anderson (Caighead)	Hannah
Avera	Headlee
Baird	Hoover
Barker	Jones
Barrett	Judkins
Bowe	Kerr.
Bradford	Little
Bragg.	McConnell
Bright	Morgan
Browning	Moore (Carroll)
Burns	Moore (Huron)
Casey	Moore (Woodruff)
Cochran	Patton
Chaney	Poe
Coffey	Polk
Coleman	Powell
Collins	Rice
Davis	Robinson (Desha)
Dodson (Newton)	Riddle
Dodson (Randolph)	Rumph
Foster	Russell
Fulton	Sadler
Gardner	Sanders.

Sharpe
Shinn
Slaughter
Trimble
Venable
Wells (Drew)
Wells (White)

Wildberger
Williams
Wolf
Mr Speaker.

In the Negative
Hill (of Jefferson).

In the affirmative	61
In the negative	1
Not voting:	31
	93

So the Senate Concurrent Resolution was passed.

S.229 On motion of Mr Trimble the House passed to the consideration of Senate Bill (S 229) "An act to regulate the proceedings and practice in suits for the recovery of lands."

The bill was read a first time.

By unanimous consent the rules were suspended and the bill was read a second time.

And on motion of Mr Trimble the bill was made the Special order for 9 A.M. on the morrow.

Mr Hill of Jefferson moved that the House adjourn until 9 a.m. tomorrow-

Which was not agreed to

H.212 On motion of Mr Kerr, ordered that the House take up House Bill (HR 212) entitled An act making appropriations to defray the expense of the Legislative, Executive, and Judicial Departments of the State, with Senate amendments.

The amendments were read a first time.

The rules by unanimous consent were suspended and the amendments read the 2d time.

On motion of Mr Kerr the amendments were made

S. O. for 9. 10. a. m. on the morrow.

Mr Hill of Jefferson moved that the House take a recess until 7. 30. P.M. Not agreed to.

A Message from the Senate by Col Jacob Frolick Asst. Secty.

Senate Chamber
March 3d 1875.

Mr Speaker:

I am instructed by the Senate to inform your
S 191. honorable body of the passage by the Senate of H.B. #191. entitled a bill for an act to be entitled an act to change, define and make more perfect the lines between the Counties of Crawford and Franklin and to confine the same to the statutory surveys of the United States. And herewith respectfully return the same.

Jacob Frolick
Asst Secretary.

On motion of Mr Kerr, Ordered that the House pass to the consideration of Senate Bill
S. 138. (S 138) "An act to amend the revenue laws of the State." together with the "Message of the Senate notifying the House of the Senates refusal to concur in the House amendments."

Mr Collins moved that the bill and amendments be referred to a Special Committee of Conference

Which was not agreed to.

On motion of Mr Dodson of Newton, ordered that the House recede from its amendments which was agreed to -

By unanimous consent Mr Durham introduced the following resolution.

Resolved, That the pages of the House be allowed four dollars per day for their services during the present session.

On motion of Mr Humphry, Ordered that the resolution lie on the table.

H. 53. On motion of Mr Kerr. by unanimous consent the House passed to the consideration of Senate bill (S. 53) an act to amend Sec 4173 of Chapter 92 of Gantts Digest in relation to marriages.

Mr Wells of Drew, Chairman of the Committee on Judiciary submitted the following report which was received and read.

Mr Speaker:

S. 53 The Committee on Judiciary to whom was referred S R No. 53. an act entitled "An act to amend Section 4173 of Chapter 92 of Gantts Digest in relation to marriages" beg leave to state they have had the same under consideration, and herewith respectfully return the same with a recommendation that it pass.

All of which is respectfully submitted.

Wells of Drew.
Chairman.

On Motion of Mr Kerr. the bill was read a third time and placed on its passage.

The question being put. Shall the bill pass?

It was decided in the affirmative

Those who voted in the affirmative were:

Anderson (Howard)	Foster
Avera	Fulton
Baker	Gardner
Barrett	Hannah
Bond	Hoover
Boston	Humphry
Bradford	Judkins
Bright	Kerr.
Browning	Little
Burns	Maxwell
Casey.	Miller
Chaney	Morgan
Coffey	Moore (Carroll)
Colliks	Moore (Union)
Davis	Moore (Woodruff)
Dodson (Newton)	Patton
Dodson (Randolph)	Poe
Durham	Polk
Flippin.	Rice.

Robinson (Monroe)	Thrasher
Rowell	Wall
Rumsey	Weir
Russell	Wells (Dare)
Sadler	Williams
Sanders	Wolf.
Sharpe	
Shipman	
Slaughter	

Those who voted in the negative were

Bragg.	McConnell
Coleman	Powell.
Jones	Ruffin

In the affirmative	50.
In the negative	7
Not voting:	33
	90.

So the bill was passed.

By unanimous consent on motion of Mr Russell the House passed to the consideration of Senate Bill (S 109) "An act to provide for the treatment of insane persons of the State." Together with the amendments pending.

S. 109

On motion of Mr Little, that the amendment lie on the table.

Mr Judkins moved as a substitute that the bill and amendments be postponed until the 10th of November 1875.

After debate.

The yeas and nays were called for, and the call sustained.

Those who voted in the affirmative were:

Anderson (Howard)	Coffey
Avera	Coleman
Baker	Collins
Bone	Dodson (Newton)
Boston	Dodson (Randolph)
Chany	Flippin.

Fulton
Gillis
Green
Judkins
McConnell
Miller
Morgan.
Moore (Woodruff)
Patton.
Poe
Robinson (Monroe)
Ruddle
Rumph
Sadler
Shinn
Venable
Williams
Wolf
Mr Speaker.

In the negative were the following votes:

Barrett
Bradford
Bragg
Bright
Browning
Casey
Davis
Durham
Foster
Gardner
Hannah
Hoover
Humphrey
Jones
Little
Maxwell
Moore (Carroll)
Moore (Huron)
Polk
Powell
Rice
Russell
Sharpe
Slaughter
Trimble
Wall
Weir
Wells (Drew)

In the affirmative 32
In the negative 28
Not voting:- 33
93

On the motion to postpone the bill and amendments until the 10th of November was agreed to.

On motion of Mr Collins.

The House at 5 o'clock P.M. took a recess until 7 P.M.

After the 2d. Recess.
7 o'clock P.M.

The House met pursuant to adjournment. The roll was called, and the following named members answered to their names.

Anderson (Caighead)
Anderson (Howard)
Baker
Barrett
Bone
Boston
Bradford
Bragg.
Bright
Browning
Burns
Casey
Coffey
Coleman
Collins
Copeland
Davis.
Dodson (Newton
Dodson Randolph
Durham
Elkins
Foster
Fulton
Gardner
Gillis
Grissom
Haynes
Headlee
Hill (Calhoun)
Hill (Jefferson
Hoover
Humphrey
Jones
Judkins.
Kerr.
Little
Martin
Maxwell
McConnell
Miller
Morgan
Moore (Carroll)
More (Union)
Moore (Woodruff)
Patton
Rae
Polk
Powell
Rice
Rhea
Robinson (Desha)
Robinson (Monroe)
Ruddle
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Taylor
Trimble
Venable
Wall
Weir
Wells (Drew)
Wells (White)
Wildburger
Williams
Wolf
Mr Speaker.

A quorum of the House present.

Mr Humphrey by unanimous consent introduced the following Resolution

Resolved. That the Committee on Militia be requested to investigate and report to the House on the Thursday after the first Monday in November 1875. the number of arms purchased by the State during the Brooks Baxter disturbance in 1874. and where they are kept. the number now on hand, and every thing also in relation thereto that may be for the benefit of the State

Mr Jiddkins moved that the resolution be postponed until the 10 day of November 1875.

Mr Dodson of Newton moved to amend by inserting 11th Pending which.

On motion of Mr Headley the House at 7 oclock and 45 minutes adjourned.

T. A. Pennington
Speaker.

W. Spaulding
Clerk.

Thursday March 4. 1875.

The House met pursuant to adjournment

The roll was called and the following named members answered to their names:

Anderson (Craighead)
Anderson (Howard)
Avera
Baird
Baker
Barrett
Boone
Boston
Bradford
Bragg
Bright
Browning
Burns
Casey
Cochran
Chamy
Cleveland
Cluck
Coffey
Coleman
Collins
Copeland
Davis
Dodson (Newton)
Dodson (Randolph)
Durham
Flippin
Foster
Fullon
Gardner
Gillis
Green
Grissom
Haiman
Headlee
Hill (Calhoun)
Hill (Jefferson)
Hoover
Humphrey
Jones.
Judkins
Kerr
Little
Love
Martin
Maxwell
McConnell
Miller
Morgan
Moore (Carroll)
Moore (Union)
Moore (Woodruff)
Norwood
Orr
Patton
Poe
Polk
Powell
Rice
Rhea
Robinson (Desha)
Robinson (Monroe)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Taylor
Trimble
Venable
Wall
Weir
Wells (Drew)
Wells (White)
Wildburger
Williams
Wolf
Mr. Speaker.

A quoream of the House present

Prayer by the Rev. A. R Winfield President St. Johns College.

The journal of the preceding day was read and approved.

Mr Headlee introduced the following resolution.

Resolved that the thanks of this House are due and hereby tendered to Hon. A A. Pennington Speaker of the Hous for the faithful, able and impartial manner in which he has discharged the ardeous duties of his office during the present session of this Genral Assembly.

Headlee of Clayton
Browning of Clark

By unanimous consent Mr. Judkins introduced the following resolution, which was read, & adopted.

Whereas, Mrs Sallie A. Reid, Engrossing Clerk during the present session, has engrossed over two hundred bills and in some instances a large number of amendments were adopted to be incorporated in the same on engrossing, requiring great care, skill and proficiency in the discharge of such duty. And Whereas, that duty has been so neatly and correctly done that in no single case has any bill been returned to her for correction, and

Whereas, Mrs Reid in addition to the full discharge of her duties as Engrossing Clerk, has enrolled all the bills except four, during the entire session, and the same having been correctly done, and the execution in a neat and elegant manner, therefore

Be it resolved, that the thanks of the members of the House of Representatives are due to Mrs Sallie A. Reid as a just appreciation of her merits for the efficient manner in which she has discharged her duties.

Weir of Clark
Chairman Committee on Engrossed Bills.
Rice of Benton
Chairman Committee on Enrolled Bills.
J. B. Judkins.

Mr Rice Chairman of the committee on Enrolled Bills, made the following report.

Mr Speaker,

The Committee on Enrolled Bills, to whom was referred H R No. 191. An Act entitled An Act to change,

define and make more perfect the lines between the counties of Franklin and Crawford, and to confirm the same to Statutory survey of the United States. Respectfully beg leave to report after carefully examining the same, find said bill enrolled correctly

Rice. Chairman

The report of the Committee was received and entered on the Journal.

The hour of 9. 30 having arrived the House passed
S. 212. to the consideration of the Senate amendments (S. 212)
"An act making appropriations for the expenses of the Executive, Legislative and Judicial Departments of the State Government."

On motion of Mr Kerr the amendments were read a third time & placed on their passage.

The question being put, Shall the amendments pass?

It was decided in the affirmative.

Those who voted in the affirmative were:

Anderson (Craighead)	Judkins	
Anderson (Howard)	Kerr.	
Avera	Little	
Baird	Maxwell	
Barrett	McConnell	
Bone	Moore	(Union
Boston	Moore	(Woodruff)
Bradford	Patton	
Bright	Poe	
Browning	Polk	
Casey	Rice	
Cochran	Robinson	(Monroe)
Cluck	Ruddle	
Coleman X	Rumph	
Collins	Russell	
Davis	Sadler	
Dodson (Newton)	Sanders	
Dispain	Sharpe.	
Dulton	Shinn	
Gardner	Taylor	
Grissom	Trimble	
Hannah	Venable	
Humphry	Ward	
Jones	Weir	

Wells (of White)	Wolf		
Wildbergen	Mr Speaker		

Those who voted in the negative were.

Hill (of Jefferson.	Powell	
Morgan	Robinson	(Decha)

In the affirmative	49
In the Negative	4
not voting:	40
	93

A Message from the Senate, by Col Jacob Frolich Asst. Secty.

Senate Chamber.
March 3. 1875.

Mr Speaker:

I am instructed by the Senate to inform your Honorable body of the passage by the Senate
H 203. of H. B. No. 203 - a bill entitled "An act to ratify the appointment of Freeman N. Compton and Joseph N. Martin, Esquires, by the Governor as Agents for the State of Arkansas for certain purposes." X
H 151. Also H. B. # 151. "An Act granting Toll Bridge and Dunn Pike privileges, and repealing certain Sections of Gantt's Digest."
H 211 Also. H. B. 211. "An Act to prohibit the sale of ardent spirits within two miles of Elpaso in White County."
S. 235 Also. S. B. # 235. entitled "An act in relation to the collection of the taxes in the different Counties in the State for the year 1874."
Also of the concurrence by the Senate
S. 139 in House amendments to S. B. # 139. entitled "An Act fixing the price of State lands and for other purposes"

Respectfully
Jacob Frolich
Asst Secretary.

On motion of Mr Browning, by unanimous consent the House passed to the Consideration of (Sub H.R. 185)
H. 185 "An Act for the relief of George W. Grayson and securities upon his bond, as Collector of the Revenue of Clark County for the year 1873."

On motion of Mr Pennington (Mr Fliphen in the Chair)

the bill was amended by filling the blank with ten thousand dollars, more or less, to be certified to by the Auditor."

The amendment was adopted.

On motion of Mr Browning the bill was read a third time and placed on its Passage.

The question being put. Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were:

Anderson (Craighead)	Little	
Anderson (Howard)	Morgan	
Avera	Moore	(Union)
Baird	Poe	
Barrett	Polk	
Bone	Robinson	(Perka)
Bradford	Ruddle	
Browning	Rumph	
Burns	Russell	
Casey	Sadler	
Cochran	Sanders	
Chaney	Sharpe	
Clark	Shinn	
Coleman	Slaughter	
Collins	Taylor	
Davis	Trimble	
Dodson (Macon)	Wall	
Dunham	Weir	
Fitzpatrick	Wildburger	
Foster	Williams	
Fulton	Wolf	
Gardner	Mr Speaker	
Green		
Grissom		
Hannah		
Hooven		

Those who voted in the negative were:

Bragg	Kerr	Moore (Carroll)	Rice
Hall (Jefferson)	Maxwell	Moore (Woodruff)	Tackett
Judkins	McConnell	Powell	

In the affirmative 50.
In the negative 11
Not Voting: 32
93.

So the bill was passed.

S.234 On motion of Mr Gardner, the House passed to the consideration of Senate Bill (S. 234) "an act to amend Sec 3101. of Gantt's Digest."

The Bill was read the third time, and placed on its passage.

The question being put, Shall the bill pass?

It was decided in the affirmative.

Those voting in the affirmative were:

Anderson (Howard)
Avera
Baird
Baker
Barnett
Booe
Boston
Bradford
Bragg
Browning
Carey
Cochran
Cluck
Coffey
Davis
Durham
Flippin
Foster.
Fulton
Gardner
Hoover
Humphrey
Jones
Kerr.
Little
Morgan
Moore (Union)
Moore (Woodruff)
Patton
Poe
Polk
Powell
Rice
Rhea
Robinson (Monroe)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Thimble
Venable
Wall
Weir
Wildbergen
Wolf
Mr Speaker.

Messrs Chaney and Hill of Jefferson voted in the negative.

In the affirmative	50
In the negative	2
Not voting	41
	93

So the bill was passed.

The House then passed to the consideration of the Special order for 10 a.m. being the consideration of S. O. No. 230. "an act to supply deficits in the payment of the members and expenses of the General Assembly"

230

On motion of Mr Humphry the House resolved itself into Committee of the Whole House.

Mr Slaughter of Lee in the Chair.

After some time spent in the consideration of the bill, the Speaker (Mr Flippin) in the Chair resumed the Chair.

The committee rose at 10.30 o'clock and Mr H.O. Slaughter Chairman made the following report.

Mr Speaker:

The House acting as a Committee of the whole, have had under consideration the bill entitled an act to appropriate money to supply deficiencies being S.B. No 230. and have instructed me to report the bill back to the House, and recommend its passage. All of which is respectfully submitted.

H O Slaughter Chairman

On motion of Mr Humphrey, the report of the Committee was received and adopted.

On motion of Mr Humphrey the bill was read a third time, and placed on its passage.

The question being put

Shall the bill pass?

It was decided in the affirmative

Those who voted in the affirmative

are

Anderson (Howard)	Martin
Baker	Moore (Carroll)
Barrett	Moore (Lucien)
Boston	Moore (Woodruff)
Bradford	Patton
Bright	Poe
Browning	Polk
Burns	Rice
Cochran	Robinson (Dorsha)
Cluck	Ruddle
Davis	Rumph
Dodson (Randolph)	Russell
Durham	Sadler
Flippin	Sanders
Foster	Sharpe
Fulton	Slaughter
Gardner	Trimble
Grissom	Venable
Hannah	Wall
Hoover	Weir
Humphry	Wildburger
Jones	Williams
Judkins	Wolf.
Little	

Those voting in the negative are

Anderson (Caighead)	Hill (Jefferson)
Avera	Kerr.
Baird	Mc Connell
Casey	Taylor
	Wells (White)

In the affirmative	17
In the negative	9
Not Voting	37
	43

So the bill was passed.

A Message from the Senate by Mr Jacob Frolich Asst Secretary.

Senate Chamber.
March 4. 1875

Mr Speaker: I am instructed by the Senate to inform,

your honorable body of the concurrence by the Senate in House Amendment "eighty thousand" to Bill entitled "An Act to provide for deficiencies of payment of expense of State guards called into active service by Gov. Elisha Baxter, in the year 1874. and of the Extraordinary Session of the General Assembly held in that year". Viz: the Senate concurs in the "eighty thousand" Amendment to the above bill, but refuses to concur in "seven per cent" Amendment of the same bill, and ask your honorable body that you do recede from said amendment.

Respectfully
Jacob Nolick
Asst Secretary.

S. 222 On motion of Mr Browning the House passed to the consideration of the Amendment of S. B. 222. "an act to provide for deficiencies of payment of expense of State Guards, called into active service by Gov. Baxter, in the year 1874. and of the extraordinary session of the General Assembly held in that year." "Amend by striking out ten per cent and insert 7 per cent."
Mr Judkins moved that the house do recede from its Amendments.

Which was agreed to.

S 233. The House then on motion of Mr Humphrey took up Senate Bill 233. "an act to appropriate $50,000 to the relieving poor of this State".

Mr Browning moved that the House resolve itself into Committee of the whole House.

Mr Moore of Union in the Chair.

After some time spent in the consideration of the bill.

The Speaker resumed the Chair.

The Committee rose, and Mr Moore of Union Chairman made the following report.

Mr. Speaker: The House acting as Committee of the Whole, have had under consideration the Bill entitled "an act to appropriate $50,000 to the relieving poor of the State."

legislation S. B. No. 233, and have instructed me to report the bill back to the House and recommend its passage.

All of which is respectfully submitted.

Moore, of Queen
Chairman

The report of the Committee was adopted.

On motion of Mr Humphrey the bill was read a third time and placed on its passage.

The question being put. Shall the bill pass?

It was decided in the negative.

Those voting in the affirmative were.

Anderson (Craighead)
Barrett
Bradford
Bright
Browning
Cochran
Cluck
Collins
Foster
Fulton
Garner
Green
Hannah
Headley
Hill (Jefferson)
Hoover
Humphry
Jones
Jiddkins
Little
McConnell
Morgan
Moore (Union)
Moore (Woodruff)
Patton
Powell
Rice
Robinson (Pulaski)
Russell
Sadler
Saunders
Sharpe
Slaughter
Trimble
Wall
Weir
Wells (Dyer)
Wildberger
Williams
Wolf
Mr Speaker

Those who voted in the negative were:

Avera
Baird
Baker
Boaz
Boston
Bragg.
Burns.
Casey
Coffey.
Davis
Durham
Flippin
Lovie.
Maxwell
Miller
Moore (Carroll)

Polk	Rumsphe	
Robinson (Monroe)	Taylor	
Ruddle	Venable	
	Wells (White)	
In the affirmative:	41	
In the negative:	23	
Not voting:	29	
	93	

So the bill was not passed, two-thirds of the members not voting therefor.

Mr Ruddle. when his name was called, asked leave to send up to the clerks table the following explanation of his vote and asked that it be spread on the Journal.

Mr Speaker:-

My reason for opposing this bill is not that I am not willing that the State should not make appropriations for the starving poor, but I do not think that it would be good policy to entail a debt of fifty thousand dollars upon the State that would only give relief to the amount of fifteen thousand. And as our State is once more free and independent, the clouds that have so long obscured our political sky, are now passing away and peace and prosperity are in store for us. Our merchants and planters can now obtain credit abroad and it is to their interest to supply starving poor with the necessarys of life- I vote no.

Mr Wells of Drew by consent of the House made the following report from the Committee on Judiciary.

The report was received and read.

Mr Wells. Chairman of the Committee on Judiciary made the following report.

Mr Speaker:

The Committee on Judiciary to whom was referred S. B. No. 147. an act entitled "an act to regulate the mode of taking appeals from the Probate Court, and to regulate the practice of the Circuit Courts on appeals from the Probate and County Courts, have had the same under consideration and herewith respectfully return it with the recommendation that it do pass.

Wells of Drew. Chairman

The report of the Committee was received and read.

S 231. Mr Patton moved that the Special order Senate Bill (S 231) a bill to be entitled "an act to fix the time for holding the Circuit Courts in the several counties of the 9th judicial Circuit in the State of Arkansas and for other purposes."

On motion of Mr Sadler the bill was read the 3d time and placed on its passage.

The question being put. Shall the bill pass?

It was decided in the affirmative

Those voting in the affirmative were.

Anderson (Craighead)
Avera
Baker
Barrett
Bove
Boston
Bradford
Biagg
Bright
Casey
Cochran
Chaney
Cluck
Coffey
Davis
Durham
Foster
Fullen
Gardner
Green
Grisson
Hannah
Kerr
Little
Love
Maxwell
McConnell
Morgan
Moore (Carroll)
Moore (Woodruff)
Poe
Polk
Rice
Robinson (Desha)
Robinson (Monroe)
Riddle
Russell
Sadler
Sharpe
Shinn
Taylor
Venable
Wall
Weir
Wells (Drew)
Wildbergen
Williams
Wolf
Mr Speaker.

Those who voted in the negative were
Hill (Jefferson)
Rumph

In the affirmative 49
In the negative 2
Not voting: 42
93

So the Bill was passed.

S.228 On motion of Mr Rice. the House then proceeded to the consideration of (S. 228) "An Act to amend Sec 1991 of Gantts Digest."

The bill was read a third time and placed on its passage.

The question being put, Shall the bill pass?

It was decided in the affirmative

Those voting in the affirmative were.

Anderson (Craighead)
Averal
Baker
Barrett
Booe
Boston
Bradford
Bragg.
Bright
Burris
Casey.
Cochran
Clock
Coffey.
Collins
Davis
Dodson (Randolph)
Dunham
Fulton
Gardner
Green
Hannah
Jones
Little
Love
Morgan
Moore (Carroll)
Patton
Poe
Powell
Rice
Robinson (Mississippi)
Rudalle
Rumph
Russell
Sanders
Sharpe
Shinn
Slaughter
Taylor
Trimble
Wall
Weir
Wells (Drew)
Wells (White)
Wildberger
Williams
Wolf
Mr Speaker

Those who voted in the negative were:

Flippin
Foster
Grisson
Hill (Jefferson
Karr
Maxwell
McConnell
Polk
Robinson (Desha)
Sadler
Venable

So the bill was passed.

S 147 On motion of Mr Collins the House passed to the consideration of Senate bill (S 147) "An Act to regulate the mode of taking appeals from Probate Courts, and regulate the practice in Circuit Courts on appeals from the Probate and County Court."

The bill was read a third time and placed on its passage

The question being put. Shall the bill?

It was decided in the affirmative.

Those voting in the affirmative were.

Baker
Barrett
Boston
Bradford
Bright
Casey
Cochran
Cluck
Coffey
Collins
Davis
Dodson (Randolph)
Durham
Foster
Fulton
Grissom
Hannah
Jones
Kerr
Little
Maxwell
Morgan
Moore (Woodruff)
Pae
Powell
Robinson (Monroe)
Ruddle
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Taylor
Trimble
Venable
Wall
Weir
Wells (Drew)
Wildberger
Williams
Wolf
Mr Speaker.

Those who voted in the negative were.

Acra
Bone
Bragg
Flippin
Gardner
Hill (Jefferson)
Love
McConnell
Moore (Carroll)
Patton
Polk
Robinson (Ouachita)
Rumsey

So the bill was passed.

Mr Hilspin, sent up the following protest to the Clerk's table and asked that it be spread on the Journal. Viz:

S 233 Mr Speaker, I object to the Speaker's signing Senate Bill No. 233. appropriating $50,000 to the people of the State, because it did not pass the House by a two-thirds majority as required by Sec. 31. of Article five of the Constitution of the State of Ark.

Mr Rice, Chairman of the Committee on Enrolled Bills, made the following report:

Mr Speaker:

H 23 The Committee on Enrolled Bills, to whom was referred H. R No. 23. an act entitled "An act for the incorporation, organization and government of municipal Corporations, respectfully beg leave to report, after carefully examining the same, said said bills correctly Enrolled.

Rice, Chairman.

The report of the Committee was received and entered on the Journal.

Mr Browning gave notice that he would on tomorrow move to reconsider the vote on Senate Bill "233 "An S 233 Act to appropriate $50,000 for the starving poor of the State."

Mr Dumph from Committee on education made the following report, which was received and read.

Mr Speaker:

The select committee to whom was referred the several bills on the subject of common schools, beg leave to report that they have carefully considered the same, and beg leave herewith to return the same with the recommendation that the further consideration of said bills be postponed until the adjourned session of the General Assembly.

While your committee are of opinion that there is no subject of greater importance than the establishment of a "suitable and efficient system of free schools," yet a majority of your Committee are of opinion that the present General Assembly have

done all that is necessary to promote the cause; and that all mere matters of detail may be safely postponed until the views and wishes of the people may be more definitely ascertained.

J. B. Rumph, Chairman

On motion of Mr Kerr the House passed to the consideration of Senate Bill (S. 235) "An act in relation to Collection of Taxes, in the different Counties of the State for 1874."

S 235

The bill was read a first time.

On motion of Mr Kerr by unanimous consent the bill was read a second time.

Mr Kerr moved the following amendment.

I move to fill the blank in Section One by inserting the following. "an act to regulate the collection of County taxes for the year 1874." which was agreed to.

On motion of Mr Kerr the bill was made S. O. for 9.30 a.m. on the morrow.

Then at 12 o'clock and 35 P.M. minutes, the House took a recess until 2 o'clock and 30 minutes P.M.

After the Recess.

2 o'clock 30 minutes P.M.

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names:

Anderson	(Caughead)	Bright	Copeland
Anderson	(Howard)	Browning	Davis
Avera		Burns	Dodson (Newton)
Baird		Carey	Dodson (Randolph)
Baker		Cochran	Durham
Barrett		Chaney	Flippin
Bree		Cleveland	Foster
Boston		Cluck	Fulton
Bradford		Coffey	Gardner
Bragg		Collins	Gillis

Green	Moore (Carroll)	Sharpe
Grissom	Moore (Union)	Shinn
Hannah	Moore (Woodruff)	Slaughter
Headley	Norwood	Taylor
Hill (Calhoun)	Patton	Trimble
Hill (Jefferson)	Pace	Venable
Hoover	Polk	Wall
Humphrey	Powell	Weir
Jones	Rice	Wells (Dreco)
Judkins	Rhea	Wells (White)
Kerr	Robinson (Desha)	Wildberger
Little	Robinson (Monroe)	Williams
Love	Ruddle	Wolfe
Martin	Rumph	Mr Speaker
Maxwell	Russell	
Miller	Sadler	
Morgan	Sanders	

Mr Humphrey made the following motion:

Mr Speaker:

I move that the rules be suspended and that the vote be reconsidered by which the House failed to pass by a two-third vote the bill of the Senate (S. 233) entitled "an act to make an appropriation of fifty thousand dollars for the relief of the starving people of the State of Arkansas."

S 233

After debate:-

Mr Humphrey withdrew the motion until tomorrow.

The House then passed to the consideration of Senate Bill (S. 72.) "an act to fix the salary and number of Clerks in the several departments of State."

S 72

The bill was read the 3. time and placed on its passage.

The question being put. Shall the bill pass?

It was decided in the affirmative.

Those voting in the affirmative were:

Anderson (Craighead)	Baird
Anderson (Howard)	Baker
Avera	Barrett

Bone	Miller
Bright	Morgan
Browning	Moore (Carroll)
Burns	Patton
Carey	Powell
Cochran	Rice
Cluck	Rhea
Coleman	Robinson (Monroe)
Collins	Ruddle
Davis	Rumph
Dodson (Newton)	Russell
Dodson (Randolph)	Sadler
Durham	Sanders
Flippin	Sharpe
Foster	Shinn
Fulton	Slaughter
Gardner	Trimble
Hannah	Venable
Headlee	Wall
Humphrey	Weir
Jones	Wildburger
Kerr	Williams
Little	Wolf
Love	Mr Speaker.

In the affirmative:	54.
In the negative:	None.
Not voting:	39
	93

So the bill was passed.

By unanimous consent, on Motion of Mr Kerr. the
S 332 House passed to the Consideration of (S 332) "An act to amend Sec. 75. of an Act fixing the regular terms for holding the County Courts of the State and for fixing the salaries of the County and Probate Judges and the per diem pay of the Associate Justices in the several Counties in this State."

The bill was read a first time.

The rules were suspended by unanimous consent, and the bill was read the 2d time.

On motion of Mr Rice the bill was made a special order for 9.45 a.m. on morrow.

Which was agreed to.

Message from the Senate, by Col Thomas H. Newton, Secretary.

Senate Chamber.
March 4th 1870.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the adoption by the Senate of the resolution by the House requesting a Joint Session this evening.

With an amendment by the Senate to change the time from 3 o'clock P.M. until 7 1/2 o'clock P.M. this evening, and to ask the concurrence of your house in said amendment. and respectfully return the same.

Thos H Newton
Secretary.

On motion of Mr Collins, X

The House took up the message from the Senate notifying the House of the passage by the Senate of the Concurrent Resolution for holding a Joint session at 4 o'clock P.M. to day. Together with an amendment to fix the time at 7 1/2 P.M. to day in place of 4. P.M."

On motion of Mr Collins, ordered that the House concur in the Senate amendment.

The House then passed to the consideration of Senate bill (S. 229) "An act to regulate the pleadings and practice in suits for the recovery of lands."

S. 229

The bill was read the 3d time, and placed on its passage.

The question being put, Shall the bill pass?

It was decided in the affirmative

Those who voted in the affirmative were,

Anderson (Craighead)	Baker
Anderson (Howard)	Barrett
Avera	Bright
Baird	Burns.

Carey
Cochran
Cleveland
Cluck
Coffey
Collins
Davis
Dodson (Newton)
Dodson (Randolph)
Durham
Flippin
Foster
Fulton
Gillis
Hannah
Humphry.
Little
Love
Moore (Lucian)
Patton
Poe
Robinson (Archa)
Robinson (Monroe)
Russell
Russell
Sadler
Shinn
Venable
Wall
Weir
Wells (Drew)
Williams
Mr. Speaker.

Those who voted in the negative were.

Bowe.
Judkins
McConnell
Morgan.
Morse (Carroll)
Powell.
Rice.
Sharpe
Trimble.

In the affirmative. 41
In the negative. 9
Not voting: 43
93.

So the Bill was passed.

Continued.